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January Term 1847

At a Supreme Court began and held in and for the State of Iowa, at the State House in Iowa city, on Monday the 4th. day of January A. D. 1847.

Present the Honorable

Charles Mason Chief Justice
Joseph Williams Associate Justice

Ordered that Court adjourn until tomorrow morning 9 o'clock—

Chas. Mason
Chief Justice

Tuesday Morning January 5th. 1847

Court met pursuant to adjournment

Present the Honorable

Charles Mason Chief Justice
Joseph Williams Associate Justice

This day personally appeared in open court Messrs. Alfred Sloteich and Ansel W. Street Esqrs. and on motion, they severally were sworn and admitted to practice at the bar of this court as Counsellors and attorneys at law and Solicitors in Chancery—

Per plank & Van Antwerp — Plff in Error
against
Thomas McSetto — Deft in Error

} writ of Error to a Judgment of the District Court of Muscatine County

By agreement of parties, ordered that this cause be dismissed

Ordered that court adjourn until tomorrow morning 9 o'clock—

Chas. Mason
Chief Justice

Wednesday Morning January 6. 1847 Court met pursuant to Adjournment

Present the Honorable

Charles Mason Chief Justice
Thomas S. Wilson } Associate
Joseph Williams } Justices

This day personally appeared in open court Messrs. John T. Morton James L. Parmer, Milton T. Peters, Silas Sawyer and Thomas Baker Esqrs., and on Motion, they severally were sworn and admitted to practice in this court as Counsellors and Attorneys at Law & Solicitors in Chancery.

Jacob Hunter, Plff in Error, Writ of Error to the Judgt
against, of the District Court of
Joseph P. Reiss, Deft in Error, Lee County —

On Motion of the Plaintiff in Error by his Attorney It is ordered by the Court that a rule be granted him herein against J. C. Walker Esqr Clerk of the District Court of Lee County returnable forthwith to shew cause if any he can why he has not filed with the Clerk of this Court the transcript of the record and proceedings had in the said District Court of Lee County in this cause as required by the Writ of Error which issued from this Court. —

Silas Deeds, Plff in Error, Writ of Error to the Judgt
against, of the District Court of
Israel A. Friend, Deft in Error, Jefferson County. —

On Motion of the Plaintiff in Error by his Attorney. It is ordered by this Court that a rule be granted them herein against John Potter Esqr Clerk of the District Court of Jefferson County returnable forthwith to shew cause if any he can why he has not filed with the Clerk of this Court the transcript of the records and proceedings had in the said District Court of Jefferson County in this cause, as required by the Writ of Error which issued from this Court. —

Jonathan McCarty Et al, Plffs in Error, Writ of Error to the Judgment
against, of the District Court of
Marsh, Lee & Delevan Et al, Defts in Error, Lee County. —

On Motion of the plaintiffs in Error by their Attorney, It is ordered by the Court that a rule be granted them herein against J. C. Walker Esqr Clerk of the District Court of Lee County, Returnable forthwith to shew cause if any he can why he has not filed with the Clerk of this Court the transcript of the records and proceedings had in the said District Court of Lee County, in this cause, as required by the writ of Error which issued from this Court. —

Henry De Louis Wiles Et al, Plffs in Error, Writ of Error to the Judgt
against, of the District Court of
Marsh, Lee & Delevan Et al, Defts in Error, Lee County —

On Motion of the plaintiffs in Error by their Attorney, It is ordered by the Court that a rule be granted them herein against J. C. Walker Esqr Clerk of the District Court of Lee County, Returnable forthwith, to shew cause if any he can why he has not filed with the clerk of this Court the transcript of the records and proceedings had in the said District Court of Lee County, in this cause, as required by the Writ of Error which issued from this Court. —

Jesse Woolland for use &c
of John Parent
against
Thomas Dickey and
Cyrus Olney

Plff
Deffs

Writ of Error to the Judgment of the District court of Jefferson County.

On Motion of the plaintiff by his Attorney It is ordered by the Court that a rule be granted him herein against John Pitzer Esqr Clerk of the District Court of Jefferson County returnable forthwith to shew cause if any he can why he has not filed with the Clerk of this Court the Transcript of the record and proceedings had in the said District Court of Jefferson County in this cause, as required by the Writ of Error which issued from this Court.—

William Gillwell
against
William Keech

Plff
Deft

Writ of Error to the Judgment of the District Court of Jefferson County.—

On Motion of the plaintiff by his Attorney It is ordered by the Court that a rule be granted him herein against John Pitzer Esqr Clerk of the District Court of Jefferson County returnable forthwith to shew cause if any he can why he has not filed with the clerk of this Court the transcript of the Record and proceedings had in this cause in the said District Court as required by the Writ of Error which issued from this Court.

James Robinson
against
David Hoover

Plff
Deft

Writ of Error to the Judgment of the District Court of Jefferson County.—

On Motion of the plaintiff by his Attorney It is ordered by the Court that a Rule be granted him herein against John A. Pitzer Esqr Clerk of the District Court of Jefferson County returnable forthwith to shew cause if any he can why he has not filed with the clerk of this Court the transcript of the Record and proceedings had in this cause in the said District Court as required by the writ of Error issued from this Court.—

John P. Clark
against
Ephraim T. Lewis

Plff in Error
Deft in Error

Writ of Error to the Judgt of the District Court of Linn County—

On Motion of the plaintiff in Error by his Attorney a rule is granted him herein against John C. Berry Esqr Clerk of the District Court of Linn County, returnable forthwith to shew cause if any he can why he has not filed with the clerk of this court the transcript of the record and proceedings had in this cause in the said District court as required by the writ of Error which issued from this Court—

John M. D. Burrows, Plff in Error; against; Charles F. A. Gordine Jr. Dft in Error; Writ of Error to the Judgt of the District Court of Scott County.—

On Motion of the Defendant in Error by his Attorney, It is ordered by the court that a rule be granted him herein against the Clerk of the District court of Scott county, returnable forthwith to shew cause if any he can why he has not filed with the Clerk of this Court the transcript of the record and proceedings had in this cause in the said District court as required by the Writ of Error which issued from this court.—

Rufus Adams, Plff in Error; against; The United States, Deft in Error; Writ of Error to the Judgt of the District Court of Decatur County.—

On Motion of J. C. Hall Esqr the Attorney for the United States, It is ordered by the court that the Writ of Error herein be dismissed - and that the said plaintiff in Error pay the costs herein expended in this court, and that Execution issue therefor. —

United States, Plff in Error; against; Stephen W. Powers, Deft in Error; Writ of Error to the Judgt of the District Court of Lee County —

This day came the parties aforesaid by their Attorneys and by leave of the Court J. C. Hall Esqr Attorney for the Dft. States that this cause by Consent of the said Defendant in Error that the decision of the Court below is to be reversed and the Case remanded to the District Court of Lee County for a new trial on the merits, the District prosecutor is to have leave to amend the Indictment pro forma -

It is therefore considered by the court that the Judgment of the District Court rendered herein be reversed, and that the cause be remanded to the court below, and that the prosecuting District Attorney have leave to amend the Indictment pro forma, and that the case be tried on its merits — and that the Deft. pay the costs herein expended in this Court and that execution issue for the same. —

Williard Hammond, Plaintiff in Error; against; G. J. H. & Shoenberger, Defts in Error; Writ of Error to the Judgt of the District Court of Cedar County —

This day came the Defts in Error by their Attorney and on their motion, It is ordered by the court that the writ of Error herein be dismissed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendants in Error recover of the plaintiffs in Error the costs herein expended in this court and that execution issue for the same. —

John D. Simmons
against
The United States

Pltff in Error } Writ of Error to the Judgt of the District Court of
Deft in Error } Jackson County —

This day came the plaintiff by his Attorney and filed a petition herein for a rehearing of this cause, and thereupon the said Pltff in Error moved the Court to grant a rehearing herein, which motion is Continued —

William H. Jones
against
Patrick Donahoo

Pltff in Error } Writ of Error to the Judgt of the District Court
Deft in Error } of Jones county.

This day came the plaintiff in Error by his Attorney and filed his petition herein for a rehearing of this cause, and thereupon he moved the Court to grant a rehearing of this cause, which motion is Continued —

Ordered that Court adjourn until tomorrow morning 9 o'clock —

Charles Mason
Chief Justice

Thursday morning January 7. 1847 Court met pursuant to adjournment
Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate
Thorrias S. Wilson } Justices

Ordered that Court adjourn until tomorrow morning 9 o'clock —

Charles Mason
Chief Justice

Friday Morning January 8th 1847 Court met pursuant to adjournment
Present the Honorable
Charles Mason — Chief Justice
Joseph Williams } Associate
Thomas S. Wilson } Justices

Dennis Dorgan
against
John Blake

Compt & In Chancery, An Appeal from the Decree of the District Court
Deft } of Du Buque County. —

This day came the parties aforesaid by their Solicitors, and submitted this cause to the Court upon their written argument

It is ordered by the Court, by Consent and agreement of the Memb of the bar, that in all Cases on the Docket of this Court, in which there was not a Assignment of Errors filed on or before the 3d. day of this term of this Court, that the rule of this Court be dispensed and that the parties have until the 3d. day of the next term or sitting of this Court to file said Assignment of Errors. —

John S. David — Plff in Error } Writ of Error to the Judgt of
against } the District Court of
Luke Wilcox — Deft in Error } Des moines County. —

On Motion of the Deft in Error by his Attorney A. M. Starr Esqr. And he having filed a professional Statement, It is ordered by the Court that the writ of Error herein be dismissed and that a writ of procedendo be awarded accordingly and it is further Considered by the Court that the Defendant in Error recover of the plaintiff in Error the Costs herein expended in this Court and that execution issue for the same. —

Ordered that Court adjourn until tomorrow morning 9 o'clock —

Charles Mason
Chief Justice

Saturday Morning January 9th 1847 Court met pursuant to adjournment
Present the Honorable
Charles Mason Chief Justice
Joseph Williams Associate Justice

Nehemiah B. Pratt — Plff in Error } Writ of Error to the Judgt
against } of the District Court of
Ezra Hubbard — Deft in Error } Du Buque County —

This day came the parties aforesaid by their Attorneys and this Cause having been submitted to the Court and the Court being now sufficiently advised in the premises, delivered an opinion reversing the Judgment of the Court below It is therefore considered by the Court that the Judgment of the Court below be reversed and setaside, and that a new trial be had in the Court below and that a writ of procedendo issue accordingly, and that the plaintiff in Error recover of the Deft in Error the costs herein expended in this Court and that execution issue for the same. —

Evans & Ralkins — Plffs in Error } Writ of Error to the Judgment of
against } the District Court of
Cornell & Brother — Defts in Error } Du Buque County

This day came the parties aforesaid by their Attorneys, and this Cause having been submitted to the Court and the Court

sufficiently advised in the premises, delivered an opinion reversing this Judgment of the court below, It is therefore considered by the Court that the Judgment of the District court be reversed and that a new trial be granted and had in the court below, and that a writ of procedendo issue accordingly — and it is further considered by the Court that the plaintiffs in Error recover of the Defendants in Error the costs herein expended in this court and that execution issue for the same. —

Ordered that court adjourn until monday morning next 9 o'clock. —

Charles Mason
Chief Justice

Monday Morning January 11th 1847 court met pursuant to adjournment
Present the Honorable
Charles Mason Chief Justice
Joseph Williams Associate Justice

Lewis Benedict — Pltf in Error — writ of Error to the Judgment of the District court of
against
Charles Meston — Deft in Error — Elliott county —

This day came the plaintiff in Error by his Attorney and filed herein a motion, and thereupon he moved the court to amend the Judgment rendered in this cause at the last term of this court as to award a writ of procedendo to the court below to permit the plaintiff to answer over, which motion being heard, and the court being now fully advised in the premises, It is ordered that said motion be overruled. —

Ordered that Court adjourn until tomorrow morning 9 o'clock. —

Charles Mason
Chief Justice

Tuesday Morning January 12th 1847 court met pursuant to adjournment
Present the Honorable
Charles Mason Chief Justice
Thomas L. Wilson Associate
Joseph Williams } Justices

It is ordered by the court that all causes on the Docket of this court not otherwise disposed of be continued until the next term. —

Ordered that Court adjourn until court in course. —

Charles Mason
Chief Justice

July Term 1847

At a Supreme Court begun and held in and for the State of Iowa, at the State House in Iowa city, on Monday the 5th day of July A.D. 1847

Present the Honorables

Joseph Williams Chief Justice
J. F. Kinney Associate Justice

Ordered that Court adjourn until to morrow Morning 9 o'clock

J. Williams
C. J. Iowa.

J. F. Kinney

Tuesday Morning July 6. 1847 Court met pursuant to adjournment

Present the Honorable

Joseph Williams Chief Justice
J. F. Kinney Associate Justice

It is ordered by the court that George S. Hampton be and he is hereby appointed Clerk of this Court, who thereupon took the oath to support the Constitution of the United States, and the Constitution of the State of Iowa, and for the faithful discharge of all the duties of his office of Clerk of this Court, and thereupon the said George S. Hampton together with Enos Lowe, S. C. Trowbridge, Joseph H. Fisher, John Cummings, Thomas Snyder and Jesse Berry, as his security, entered into a penal bond in the sum of five thousand Dollars to the Governor of this State, and his successors in office, conditioned for the faithful discharge of all the duties of said office of Clerk of this Court, which bond was approved of by the Court.—

Benjamin Benson et al. against James Cameron adm'r. } Pltfs in Error, Writ of Error to the Judgment of the District Court of Dft's in Error. Dessamoines County.

As per agreement of the Attorneys in this cause, It is ordered by the Court, that this cause be continued until next term.—

Asbury B. Porter against Absalom Sigler } Pltf in Error, Writ of Error to the Judgment of the District Court of Dft in Error. Marion County.

As per agreement of the Attorneys in this cause, It is ordered by the Court, that this cause be continued until next term.—

Arndt Deville et. al. against Bridgeman Partridge } Pltfs in Error, Writ of Error to the Judgment of the District Court of Dft's in Error. Dessamoines County.

As per agreement filed by the Attorneys in this cause, It is ordered by the Court, that this cause be continued until the next term.—

July Term 1844—

Isaac Doolittle Plff in Error } writ of Error to the Judgment of
against } the District Court of
John T. Shelton Deft in Error } Des Moines County—

(As per agreement of the Attorneys in this cause filed, It is Ordered by the Court that this cause be Continued until next Term—

James G. McCaffrey Plff in Error } writ of Error to the Judgment
against } of the District Court
William Reiling Deft in Error } of Des Moines County—

This day came the plaintiff in Error by his attorney and suggests the death of the Deft in Error, and on motion of Isaac Levine administrator of the Estate of the said William Reiling deceased, It is ordered by the Court that this cause be revived and prosecuted against the said Isaac Levine administrator as aforesaid—

John M. Patterson Plff in Error } writ of Error to the Judgment
against } of the District Court of
John S. Daniels Deft in Error } Des Moines County—

This day came the parties aforesaid by their Attorneys and the case from the plaintiff in Error moved the Court to strike this cause from the Docket of this Court for reasons on file, which Motion being heard by the Court and the Court not being sufficiently advised of and concerning the premises do so Adjourn Consider thereof—

Samuel Denham Plff in Error } writ of Error to the Judgment
against } of the District Court of
Lewis Benedict Deft in Error } Lucas County—

This day came the parties by their Attorneys and submitted this cause to the Court on the assignment of Errors and joinder thereto and the Court not being sufficiently advised in the premises do so Adjourn time to Consider of the same—

Samuel Denham Plff in Error } writ of Error to the Judgment
against } of the District Court of
Collier & Potter Deft in Error } Lucas County—

This day came the parties aforesaid by their Attorneys and submitted this cause to the Court on the assignment of Errors and joinder thereto, and the Court not being sufficiently advised in the premises took time to Consider of the same—

Jacob Kenner et al Plff in Error } writ of Error to the Judgment
against } of the District Court of
Joseph P. Reiss Deft in Error } Lee County—

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in Error moved the Court to dismiss the Judgment of the Court below for reasons on file, which Motion being argued and the Court not being sufficiently advised took time to Consider thereof.

July Term 1847

Rezin B. Packard — Plff in Error — Writ of Error from the
against — } Judgment of the District Court
The United States — Deft in Error — of Louisa County —

It is ordered by the Court that this cause be continued until the next term. —

John Cook and Sarah Cook — Plffs in Error — Writ of Error to the Judgment
against — } of the District Court of
The United States — Deft. in Error — Henry County. —

This day came as well the plaintiffs in Error by their Attorney as Alfred Sotapeich District prosecuting Attorney of Henry County, and this cause now coming on to be heard and the court having heard the arguments of Counsel, and not being sufficiently advised in the premises took time to consider of the same —

The United States — Plff in Error — Certiorari to the Judgment
against — } of the District Court of
William G. Walker — Deft in Error — Lee County —

It appearing to the satisfaction of the Court that the plff in error herein has failed to file an assignment of Errors in this cause, therefore, on motion of the Defendant in Error, It is ordered by the Court the writ of Certiorari herein be dismissed and that the ~~Defendant~~ Deft in Error be discharged from his recognizance entered into in the District Court of Lee County, and that he be discharged therefrom, and that a writ of procedendo issue to the court below accordingly —

Jesse D. Payne — Plff in Error — Writ of Error to the Judgment
against — } of the District Court of
Courtland Hinman — Defts in Error — Washington County. —

This day came the parties aforesaid by their Attorneys and this cause now coming on to be heard, and the court not being now sufficiently advised of and concerning the premises, took time to consider of the same —

Samuel L. Howe — Plff in Error — Writ of Error to the Judgment
against — } of the District Court of
James M. Walters Et. al. — Defts in Error — Henry County —

By Consent of parties, It is ordered that this cause be continued until the next term of this court. —

James Caudill — Plff in Error — Writ of Error to the Judgment
against — } of the District Court of
Elihu M. Sharp — Deft. in Error — Henry —

By consent of parties, It is ordered that this cause be continued until the next term of this court. —

July Term. 1847

John P. Haggards
against
Isaac R. Atlee

Plff in Error } Writ of Error to the Judgment of the District court of Lee County —
Deft in Error }

This day came the parties aforesaid by their Attorneys, and this Cause now coming on to be heard, and the Court having heard the argument of Counsel, and not being sufficiently advised in the premises. took time to consider of the same. —

James Wright
against
Ros B. Hughes and Wm R. S. Duryee

Plff in Error } Writ of Error to the Judgment of the District court of Lee County. —
Deft in Error }

This day came the Defendants in Error by their Attorneys, and thereupon moved the court to dismiss the writ of Error herein for reasons on file, which motion being heard by the court, was sustained, It is therefore Considered by the court that the writ of Error herein be dismissed, and that a writ of procedendo issue to the court below accordingly - and that the defendants in Error recover of the plaintiff in Error the costs herein expended in this court and that execution issue therefor —

James A. Rives
against
Daniel Kline

Plff in Error } Writ of Error to the Judgment of the District court of Lee County —
Deft in Error }

This day came the parties aforesaid by their Attorneys, and this Cause now coming on to be heard, and the court having heard the arguments of Counsel, and not being sufficiently advised in the premises to take time to consider of the same —

by consent of the Attorneys of this court

It is ordered by the Court, that all causes on the Docket of this Court from the 1st 2nd, third, and fourth Judicial Districts, that the time for filing assignments of Errors in said causes be extended and that the parties have until the 3rd day of the week of which they are severally set for trial, to file the assignments of errors —

It is ordered by the court that Frederick M. Irish be and he is hereby appointed Crier of this court for the present term. —

Ordered that court adjourn until tomorrow morning 8 o'clock. —

J. Wellford
Ch Justice —

J F Kinney

July Term 1847

Wednesday Morning July 7. 1847 Court
met pursuant to adjournment
Present the Honorable
Joseph Williams Chief Justice
J. T. Mining Associate Justice

Henry De. Louis Et al. — Plffs in Error — Writ of Error to the Judgment of the District Court
against
Josiah Spalding Et al. — Defts in Error — of Lee County.—

This day came the Defendants in Error by their Attorney and the plaintiffs in Error not appearing and failing further to prosecute their writ herein, therefore on Motion of said Defendants in Error, It is ordered that the writ of Error herein be dismissed, and that a writ of procedendo issue to the court below accordingly, and it is further Considered by the Court that the Defendants in Error recover of the plaintiffs in Error the costs herein expended in this Court and, that execution therefor.—

United States — Plff — Certiorari from the Judgment of the District Court of
against
John Kelly Et al. — Defts — Henry County.

This day came as well Alfred Goldsmith Esqr prosecuting Attorney of Henry County as J. C. Hall Esqr attorney for the Defendants and by their Mutual agreement, It is ordered by the court that the District Court of Henry County arrest the Judgment rendered in this cause and that a writ of procedendo be awarded to District Judge of said Court according, and it is further Considered by the court that the Defendants pay the costs herein expended in this Court and that execution issue for the same.—

James M. Wise — Plaintiff in Error — Writ of Error to the Judgment of the District Court of
against
Daniel Kline — Deft in Error — Lee County.—

This cause this day now coming on for further hearing and the court being now sufficiently advised in the premises, do reverse the Judgment of the District Court— It is therefore considered by the court that the Judgment of the District Court be reversed and set aside and that further proceedings be had therein not inconsistent with the opinion of this court, and that a writ of procedendo be awarded, directed to the Judge of said District court accordingly, and it is further considered by the court that the plaintiff in Error recover of the Deft in Error the costs herein expended in this court and that execution issue therefor.—

Jacob Kuner Et al. — Plffs in Error — Writ of Error to the Judgment of the District Court of
against
Joseph P. Reives — Deft in Error — Lee County.—

The Court being now sufficiently advised of and Concerning the Defendants motion to affirm the Judgment, do order that said Motion be overruled.—

July Term. 1847

John N. Patterson — Plff in Error
against
John S. David — Deft in Error

} Writ of Error to the Judgment of the District court of Desmoines County — 2d case

The Court being now sufficiently advised of and concerning the Plaintiffs Motion to Strike this cause from the Docket of this Court, do order that said motion be sustained, It is therefore considered by the Court that this cause be stricken from the docket of this court, and that the Defendant in Error recover of said plaintiff in Error the costs herein expended in this Court and that execution issue therefor. —

John Cook and Sarah Cook — Plffs in Error
against
The United States — Deft in Error

} Writ of Error to the Judgment of the District Court of Henry County —

The Court being now sufficiently advised of and Concerning the premises, affirm the Judgment of the Court below, It is therefore Considered by the court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the clerk of the District Court accordingly, and it is further considered by the Court that the plaintiffs in Error pay the costs herein expended and that execution issue for the same. —

Garrett M. Powers — Plff in Error
against
Samuel Bridges — Deft in Error

} Writ of Error to the Judgment of the District Court of Desmoines County. —

By Consent of the Attorneys, It is ordered by the court that this cause be continued until next term. —

Washington Martin — Plff in Error
against
The United States — Deft in Error

} Writ of Error to the Judgment of the District Court of Lee county —

The plaintiff in Error failing to appear and prosecute his writ herein, It is therefore Considered by the court that the writ of error herein be dismissed, and that a writ of procedendo issue to the Court below accordingly, and that the plaintiff in Error pay the costs herein expended in this court and that execution issue therefor —

Samuel Bridges — Plff in Error
against
James Whipple — Deft in Error

} Writ of Error to the Judgment of the District Court of Desmoines County —

This day came the parties aforesaid by their Attorneys and this cause now coming on for hearing and the Court having heard the arguments of Counsel, and not being sufficiently advised in the premises, took time to consider of the same. —

Robert M. Patterson — Plff in Error
against
James R. Hartsock — Deft in Error

} Writ of Error to the Judgment of the District Court of Desmoines County. —

By Consent of the Attorneys in this cause, It is ordered by the Court that this cause be continued until the next term. —

July Term 1847

James G. McGuffey, Plff in Error, against Isaac Dirine admr of William Reiling Decd, Deft in Error } Writ of Error to the Judgment of the District Court of Desmoines County —

By Consent of the Attorneys in this Cause, It is ordered that this cause be continued until the next term. —

William Oneal Et al. Plffs in Error, against Jesse B. Webber admr of Absalom Leffler deceased, Deft in Error } Writ of Error to the Judgment of the District Court of Desmoines County —

By Consent of the attorneys in this Cause, It is ordered by the Court that this cause be continued until the next term. —

John M. Patterson, Plff in Error, against John S. Davis, Deft in Error } Writ of Error to the Judgment of the District Court of Desmoines County —

By Consent of the attorneys in this cause, It is ordered by the Court, that this cause be continued until the next term. —

Ebenezer C. Eddy Et al. Plffs in Error, against Robert Wilson Et al. Defts in Error } Writ of Error to the Judgment of the District court of Henry County —

By Consent of the Attorneys in this cause, It is ordered by the Court, that this cause be continued until the next term. —

James Hemphill, Plff in Error, against John Salladay, Deft in Error } Writ of Error to the Judgment of the District Court of Desmoines County —

By Consent of the Attorneys in this cause, It is ordered by the court, that this cause be continued until the next term —

Ordered that Court adjourn until tomorrow morning 8 oclock —

J. Williams
Ch Justice —

J F Kinney

July Term 1847

Thursday morning July 8. 1847 Court met pursuant to adjournment

Present the Honorable

Joseph Williams Chief Justice
Thomas S. Wilson } Associate
S. H. Kinney } Justices

On motion of J. C. Hall Esqr. It is ordered by the court that James Craig Esqr. be admitted to practice in this Court as a Counsellor and attorney at law, who thereupon made oath to support the constitution of the United States, and the Constitution of the State of Iowa, and to honestly demean himself in the practice of the law according to the best of his knowledge and ability.—

Presley Duncap against George Houston Et. al. — Plff in Error, Defts in Error — writ of Error to the Judgment of the District court of Desmoines County —

This day came the plaintiff in Error by his attorney, and on his motion, It is ordered by the court that the writ of Error herein be dismissed without prejudice, It is therefore considered by the court that Defendants in error recover of the plaintiff in Error the costs herein expended in this court, and on the further motion of said plaintiff in Error leave is granted him by the court to withdraw the papers in this cause.—

Hadafsa Stewart Et. al. against Richard Noble — Plffs in Error, Deft in Error — writ of Error to the Judgment of the District Court of Desmoines County

This day came the parties by their attorneys, and thereupon this Cause came on for hearing and the court having heard the arguments of Counsel and not being sufficiently advised in the premises took time to consider of the same.—

John H. Webb Et. al. against Philip Mauro — Plffs in Error, Deft in Error — writ of Error to the Judgment of the District Court of Desmoines County —

By agreement of the Attorneys in this cause, It is ordered by the court that this cause be continued until the next term.—

John H. Webb, impleaded &c. against Philip Mauro — Plff in Error, Deft in Error — writ of Error to the Judgment of the District Court of Desmoines County —

By agreement of the Attorneys, It is ordered by the Court that this Cause be continued until the next term.—

July Term 1847

Jonathan McCarty Et. al. Pffs in Error } Writ of Error to the Judgment
against } of the District Court
Josiah Spalding Et. al Defts in Error } of Lee County —

This day came the plaintiffs in Error by their Attorney, and on their motion, It is ordered by the Court that the writ of Error herein be dismissed without prejudice, and it is further considered by the court that the Defendants in Error recover of the plaintiffs in Error the costs herein expended in this court. and on the further motion of said plaintiffs in Error leave is granted them to withdraw the transcript of the record filed herein —

Jacob Kumer Et. al Pffs in Error } Writ of Error to the Judgment
against } of the District Court of
Joseph P. Reives Deft in Error } Lee County

By consent of the Attorneys, It is ordered by the Court that this cause be continued until the next term —

John Gay Et. al Pffs in Error } Writ of Error to the
against } Judgment of this District
Edward A. Loyd use of } Court of Desmonies
Henry B. Pirse — } Deft in Error } County

This day this cause came on for hearing, and the Court not being sufficiently advised in the premises, took time to consider of the same. —

William A. Loyd Pff in Error } Writ of Error to the
against } Judgment of the District
William Holdren Deft in Error } Court of Lee County —

On motion of the plaintiff in Error by his attorney, a rule is granted him herein against said Defendant in Error returnable on tomorrow morning to ~~file~~ shew cause if any he can why he does not file his joinder in Error to the said plaintiffs assignment of errors filed herein. —

Joniathan Reed Deft in Error } Writ of Error to the
against } Judgment of the
John A. Dunlap admr of } District Court of
Jacob Gauby dec'd } Des Moines County

On motion of the plaintiff in Error by his Attorney, a rule is granted him herein against said Defendant in Error returnable on tomorrow morning to shew cause if any he can why he does not file his joinder in Error to the said plaintiffs assignment of errors filed herein. —

Samuel C. Marshall Pff in Error } Writ of Error to the
against } Judgment of the District
E. McLala Deft in Error } Court of Lee County

By consent, It is ordered by the court that this cause be continued until next term —

July Term 1847

Malcolm Murray — Plff in Error
against
William L. Sampson — Deft in Error

} Writ of Error to the Judgment of the District Court of Johnson county.

This day came the Defendant in error by his attorney and on his motion, and the plaintiff in Error failing to appear and further prosecute the writ of Error herein, therefore it is ordered by the Court that the writ of Error herein be dismissed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the Court that the Defendant in Error recover of the plaintiff in Error the sum of fourteen Dollars and forty nine cents the same being eight per cent damages on the amount of the judgment of the court below, together with the costs herein expended in this court, and that execution issue therefor. —

John Vanloon — Plff in Error
against
Charles Lockwood — Deft in Error

} Writ of Error to the Judgment of the District Court of Louisa County

This day came the Defendant in Error by his Attorney and on his motion thereupon said Defendant in Error moves the court to affirm the judgment of the court below for reasons on file, which motion being heard & the court being sufficiently advised in the premises do order that said motion be sustained. It is therefore considered by the court that the judgment of the District court be affirmed & that a writ of procedendo issue to the court below accordingly and it is further considered by the Court that the Defendant in error recover of the plaintiff in error the sum of one Dollar and forty five cents the same being eight per cent damages on the amount of the Judgment of the court below and also the costs herein expended in this Court and that execution issue therefor. —

Regin B. Packard — Plff in Error
against
William M. Clarke — Deft in Error

} Writ of Error to the Judgment of the District Court of Louisa County —

This day came the Defendant in Error by his attorney and thereupon he moved the court to affirm the Judgment of the court below for reasons on file, which Motion being heard was sustained by the Court — It is therefore considered by the court that the Judgment of the District Court be affirmed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the Court that the Defendant in error recover of the plaintiff in error the sum of Fifty five Dollars and eighty five cents the same being eight per cent damages on the amount of the Judgment of the court below, and also the costs herein expended in this Court and that execution issue therefor. —

Ordered that Court adjourn until tomorrow Morning 8 o'clock. — J. J. Kinney

J. Phillips

July Term 1847

Friday Morning July 9th 1847 Court
Met pursuant to adjournment
Present the Honorable
Joseph Williams Chief Justice
Thomas S. Wilson Associate
J. F. Kinney 3 Justices

Messrs Thomas A. Gray, Augustus Hall and Joseph C. Knapp Esqrs severally were admitted to practice in this Court as Counsellors and Attorneys at Law and Solicitors in Chancery and thereupon they took the oath to support the Constitution of the United States and ~~of~~ to support the Constitution of this State and to faithfully and honestly demean themselves in the practice of the Law.—

William H. R. Thomas Et al Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
Edward B. Isett Deft in Error } Scotia County
on motion ~~of the Plff in Error~~ ~~By Consent of the Attorneys~~, It is ordered by the Court that this Cause be Continued until the next term.—

Absent the Honorable Joseph Williams, Chief Justice —

Joseph Williams Plff in Error } Writ of Error to the Judgment
against } of the District Court of
John M. Farrell use of Dutton J. Snyder Deft in Error } Des Moines County.—

This day came the parties aforesaid by their Attorneys, and this Cause now coming on to be heard and the Court being now sufficiently advised of and concerning the premises, reverse the Judgment of the Court below— It is therefore considered by the Court that the Judgment of the Court below be reversed, and that the costs in this Cause be taxed by the Clerk of the District Court and that in the taxation be omit the item of Costs allowing the Sheriff per centage for collecting and paying over Money on the execution, and that a writ of procedendo issue to the ~~Clerk~~ Court below accordingly, and that the ~~Plff~~ in Error recover of the Defendant in Error the costs herein expended in this Court and that an execution issue therefor.—

Present the Honorable Joseph Williams Chief Justice.—

William M. Chapman Et al Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Rodney Arnold Deft in Error } Des Moines County—

This day this Cause came on for hearing and the Court having heard the arguments of Counsel and not being sufficiently advised in the premises took the same under advisement—

July Term 1847

William Lamb Deft
against
Edward Reynolds and Deft
Adam Miller

In Chancery, An appeal from the Decree of the District Court of Jefferson County—

The Defendant Reynolds by his attorney this day moved the court to dismiss the petition for a rehearing of this cause for reasons on file, which motion being heard was overruled by the court.—

Jonathan Reed Pltff in Error
against
John S. Dunlap admr. of Deft in Error
Jacob Ganby deceased

Writ of Error to the Judgment of the District Court of Jefferson County—

This day came the plaintiff in Error by his attorney and on his motion and it appearing to the satisfaction of the Court that the Defendant in Error has not filed a joinder in error to the plaintiffs assignment of error filed herein, and he failing to shew any sufficient cause why he shall not do so, It is therefore considered by the court that the Judgment of the Court below be reversed and set aside, and that a writ of procedendo issue to the Court below accordingly, and that the plaintiff in error recover of the ~~plaint~~ Deft in error the Costs herein expended—and that execution issue therefor—

Ordered Court adjourn until tomorrow morning 8 o'clock—

J. Williams
Ch. Justice
J. F. Kinney

Saturday morning July 10th 1847 Court met pursuant to adjournment
Present the Honorable
Joseph Williams Chief Justice
Thomas S. Wilson } Associate
John F. Kinney } Justices

William Ingersoll Pltff in Error
against
McCook, Small & Co. Defts in Error

Writ of Error to the Judgment of the District Court of Van Buren County.—

This day came the Defendants by their attorney, and thereupon they moved the Court to affirm the Judgment of the Court below for reasons on file, which motion being heard was sustained by the Court

It is therefore considered by the Court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and that the Defendants in error recover of the plaintiff in Error the Costs herein expended in this Court and that execution issue therefor—

July Term 1824

William A. Shuck, Plff in Error
against
Newton P. Dennison, Deft in Error

} writ of Error to the Judgment of the District Court of Louisa County. —

This day E. A. Thomas Esqr. attorney for the Defendant in Error and filed herein a copy of the Transcript of the record and proceedings had in the court between the parties herein, and moved the Court to have this cause placed upon the Docket of this Court, which motion being heard was sustained by the court, It is therefore ordered by the court that this cause be docketted — and thereupon the said Defendant by his Attorney moved the court to ~~affirm the judgment~~ dismiss the writ of Error herein for reason on file, which motion being heard was sustained by the Court — It is therefore considered by the court that the writ of error herein be dismissed and that a writ of procedendo issue to the court below accordingly, and that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court and that execution issue therefor. —

Charles Mason Esqr. is admitted to practice as an attorney and Counsellor at law and Solicitor in Chancery in this Court, who thereupon made oath to support the Constitutions of the United States and of this State, and to honestly demean himself in the practice of the law according to the best of his knowledge and ability. —

Lawson B. Hughes, Compl't
against
John McCoy, Deft.

} In Chancery, an appeal from the Decree of the District Court of Henry County. —

This day this cause came on for hearing and the Court having heard the arguments of Counsel on both sides, and ~~the~~ not being sufficiently advised in the premises took time to consider of the same. —

David Scott, Plff in Error
against
Andrew Scott, Deft in Error

} writ of Error to the Judgment of the District Court of Des moines County —

This day came the Defendant in Error by his Attorney, and on his motion, and the Plff in Error having failed to appear or file an assignment of Errors herein as required by law, It is therefore considered by the court that the Judgment of the Court below be affirmed, It is therefore now further considered by the Court that the said Andrew Scott recover of the said David Scott the sum of four hundred and sixty two Dollars and sixty four cents with interest on the sum of three hundred and thirteen Dollars thereof at the rate of twenty per cent per annum until paid, and with interest on the sum of one hundred and forty nine Dollars and sixty four cents, the ballance thereof, at the rate of six per cent per annum until paid, and recover of the said David Scott the further sum of Twenty one Dollars and four cents the same being five per cent on the above sum, and also the costs herein expended as well in this court as the court below, taxed at $22.5 ¢ ols,

It is further considered by the court that all and singular the

July Term 1847

Mortgaged premises mentioned and described in the said bill of Complaint and said Mortgage be sold by and under the direction of the Sheriff of Desmoines County at such time and place as he may designate and appoint as on other executions to the highest bidder, which said mortgaged premises are as follows towit, All the east half of the South east quarter of section twenty nine Township Seventy one north of range three west — And the west half of the South west quarter of section twenty two in Township Seventy one north of range three west containing one hundred and sixty acres — said land being situated in the County of Desmoines and State of Iowa, and that the said Sheriff execute to the purchaser or purchasers thereof a deed for the same and that out of the proceeds of said sale the said Sheriff pay off and satisfy the said Judgment, principal, interest and Costs and that a special writ of Fieri facias be issued accordingly —

Silas Reeds
against
Israel A. Knouds — } Pltff in Error } Writ of Error to the Judgment of the District Court of Jefferson County
Deft in Error }

On motion of the plaintiff in Error by his attorney, leave is given him to amend his assignment of errors filed herein —

Samuel Dunham
against
Lewis Benedict } Pltff in Error } Writ of Error to the Judgment of the District Court of Louisa County. —
Deft in Error }

This Cause now coming on for further hearing, and the court being now sufficiently advised in the premises affirm the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly, and that the Defendant in error recover of the plaintiff in error the costs herein expended in this court and that execution issue therefor. —

Samuel Dunham
against
Collier & Pettis } Pltff in Error } Writ of Error to the Judgment of the District court of Louisa County. —
Deft in Error }

This Cause now coming on for further hearing and the court being now sufficiently advised in the premises affirm the Judgment of the court below, It is therefore considered by the court that the Judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant in Error recover of the Pltff in Error the sum of twenty four Dollars and forty one cents ten per cent damages on the amount of the Judgment of the District Court, and also the costs herein expended in this court, and that execution issue therefor. —

July Term 1847

Joseph Webster, Plff in Error, } Writ of Error to the Judgment of District Court of Lee County.
against
Hugh T. Reid, Deft in Error, }

This day came the Defendant in Error by his attorney and filed herein the mandate of the Supreme Court of the United States affirming the dismissing the writ of Error sued out by said plaintiff in Error to the Judgment of this Court, and on motion of said Defendant in Error, It is ordered by the Court that the writ of procedendo heretofore awarded by this Court be issued and that execution issue for the costs herein expended against said plaintiff in Error.

Ordered by the Court that Court adjourn until Monday morning 9 o'clock.

J. C. Hall Clerk
By Deputy
J. T. Hinney

Monday Morning July 12. 1847 Court met pursuant to adjournment.
Present the Honorable
Joseph Williams Chief Justice
Thomas S. Wilson } Associate
John F. Kinney } Justices.

Joseph Knox, Complt, } In Chancery, An appeal from the Decree of the District Court of Des Moines County.
against
The Board of Commissioners of Keokuck County, Defts.

This day came the Complt by his Solicitor and this cause now coming on to be heard, the same was submitted to the Court on the part of the Complainant.

S. M. Powers, Plff in Error, } Writ of Error to the Judgment of the District Court of Lee County.
against
J. C. Ainsworth & Co. Defts in Error, }

It is ordered by the Court that this cause be continued until the next term.

Monogo, an Indian, Plff in Error, } Writ of Error to the Judgment of the District Court of Dubuque County.
against
United States, Deft in Error, }

It is ordered by the Court that this cause be continued until the next term.

July Term 1847

The United States
against
Joseph M. Douglas

Plff in Error
Deft in Error

Writ of Error to the Judgment of the District Court of Dubuque County.—

It is ordered by the court this cause be continued until the next term.—

Ebenezer Cook & Et al
against
The Steuben County Bank

Plffs in Error
Deft in Error

Writ of Error to the Judgment of the District Court of Scott County.—

It is ordered by the court that this cause be continued until the next term.—

George Davenport Et al
against
Neil Cameron

Plffs in Error
Deft in Error

Writ of Error to the Judgment of the District Court of Scott County.—

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, affirm the Judgment of the Court below. It is therefore considered by the Court that the Judgment of the ~~C~~ court below be affirmed and that a writ of procedendo issue to the court below according and that the Defendant in Error recover of the plaintiffs in error the costs herein expended in this court.—

Joseph Wilford Jr.
against
William Weller

Plff in Error
Deft in Error

Writ of Error to the Judgment of the District Court of Cedar County—

It is ordered by the court that this cause be continued until the next term—

Joseph Lucas
against
Richard A. Barrett

Plff in Error
Deft in Error

Writ of Error to the Judgt. of the District Court of Muscatine County—

This cause this day now coming on for hearing the same is submitted to the Court for their consideration—

Hustead & Satterlee
against
The Board of Commissioners of Muscatine County

Plffs in Error
Defts in Error

Writ of Error to the Judgment of the District Court of Muscatine County—

It is ordered by the court that this cause be continued until the next term—

Dennis Morgan
against
John Blake

Complt in Chancery, on appeal from the Decree of the District Court
Deft of Dubuque County.—

It is ordered by the court that this cause be continued until the next term.—

July Term 1844.

William A. Warren et al
against
The United States for the use of Timothy Fanning . . .

Pff in Error
Deft in Error

} Writ of Error to the Judgment of the District Court of Dubuque County.

It is ordered by the Court that this cause be continued until the next term.—

Samuel Prentis
against
William Woddard

Pff in Error
Deft in Error

} Writ of Error to the Judgment of the District Court of Dubuque County.

It is ordered by the Court that this cause be continued until the next term.—

James P. Thomas
against
Arthur Tomlinson

Pff in Error
Deft in Error

} Writ of Error to the Judgment of the District Court of Dubuque County.

It is ordered by the Court that this cause be continued until the next term.—

John Heddenger
against
John Silsbee

Pff in Error
Deft in Error

} Writ of Error to the Judgment of the District Court of Jackson County.

It is ordered by the Court that this cause be continued until the next term.—

Uriah Hawkins
against
Henry Metcalf

Pff in Error
Deft in Error

} Writ of Error to the Judgment of the District Court of Jackson County.

It is ordered by the Court that this cause be continued until next term.—

William Young
against
Michael Duggan

Pff in Error
Deft in Error

} Writ of Error to the Judgment of the District Court of Dubuque County.

It is ordered by the Court that this cause be continued until the next term.—

Jesse Mooring
against
George W. Cummins

Pff in Error
Deft in Error

} Writ of Error to the Judgment of the District Court of Dubuque County.

It is ordered by the Court that this cause be continued until the next term.—

Mattoon & Temple
against
Carstens, Angleroth & Co.

Pff in Error
Deft in Error

} Writ of Error to the Judgment of the District Court of Muscatine County.

It is ordered by the Court that this cause be continued until the next term.—

July Term 1844

Timothy S. Newton against Dennis Flood — Plff in Error; Dfft in Error — Writ of Error to the Judgment of the District court of Muscatine County

It is ordered by the court that this cause be continued until next term —

Isaac Carothers adm'rs against Isaac P. Vandagan et al. — Plff in Error; Defts in Error — Writ of Error to the Judgment of the District court of Muscatine county —

It is ordered by the court that this cause be continued until the next term +

Joshua Dryden et al. against William G. Woodward — Plff in Error; Dfft in Error — Writ of Error to the Judgment of the District court of Muscatine County

It is ordered by the court that this cause be continued until the next term of this court +

John A. Kennedy against Owen Sweeny — Plff in Error; Defts in Error — Writ of Error to the Judgment of the District court of Dubuque county —

It is ordered by the court that this cause be continued until next term. +

Anson Harrington against James K. Moss's Admrs — Plff in Error; Defts in Error — Writ of Error to the Judgment of the District court of Jackson County. +

It is ordered by the court that this cause be continued until the next term. +

Peter Diltz against John Zeigler — Plff in Error; Defts in Error — Writ of Error to the Judgment of the District court of Muscatine County +

It is ordered by the court that this cause be continued until next term. +

Hugh Doran against Wm H. Randolph et al. — Plff in Error; Defts in Error — Writ of Error to the Judgment of the District Court of Muscatine County +

It is ordered by the court that this cause be continued until next term. +

John Dilty against John Zeigler — Plff in Error; Defts in Error — Writ of Error to the Judgment of the District court of Muscatine County. +

It is ordered by the court that this cause be Continued until the next term. +

July Term 1849

Ansel Humphreys et al Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
George W. Humphreys Sheriff &c. Deft in Error } Muscatine County. &

It is ordered by the Court that this cause be continued until the next term. &

Jones, Scott & Co. Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
Joseph S. Fennimore Deft in Error } Muscatine County. &

It is ordered by the Court that this cause be continued until next term. &

Jarvis Barger et. al Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
George W. Humphreys Sheriff &c. Deft in Error } Muscatine County. &

It is ordered by the Court that this cause be continued, until the next term. &

Roswell Dougherty Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Frederick Fisher Deft in Error } Muscatine County. &

It is ordered by the Court that this cause be continued until the next term. &

William A. Warren Plff in Error } Writ of Error to the Judgment
against } District Court of
Andrew Hampston Deft in Error } Jackson County &

It is ordered by the Court that this cause be continued until next term. &

William N. Edgar Plff in Error } Writ of Error to the Judgment
against } of the District Court of
John W. Wilkinson use of &c } Cedar County. &
Addison Daniels. Deft in Error }

It is ordered by the Court that this cause be continued, until the next term. &

Albert G. Smith Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Richard F. Barrett Deft in Error } Cedar County. &

It is ordered by the Court that this cause be continued until the next term. &

Bernard J. O. Hallaran Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Michael J. Sullivan Deft in Error } Dubuque County. &

It is ordered by the Court that this cause be continued until next term. &

July Term 1847

Joseph Vasserro, Pltff in Error
against
Josiah M. Barber, Defft in Error
} Writ of Error to the Judgment of the District Court of Clayton County.

It is ordered by the Court that this Cause be continued until the next term.

George M. Markle, Pltff in Error
against
Edwin Manning Et al, Defts in Error
} Writ of Error to the Judgment of the District Court of Jefferson County.

It is ordered by the Court that this Cause be continued until the next term.

Sylvanus Johnson Et al, Pltffs in Error
against
The Trustees of the New School Presbyterian Church in Iowa City, Defft in Error
} Writ of Error to the Judgment of the District Court of Johnson County.

By Consent of the Attorneys herein, It is ordered that this Writ of Error herein be dismissed, and that a writ of procedendo issue to the Court below accordingly, and that the Defendants in Error recover of the plaintiffs in Error the costs herein expended and that execution issue for the same.

William H. May Et al, Pltffs in Error
against
John Ivory, Deft in Error
} Writ of Error to the Judgment of the District Court of Johnson County.

By agreed of the parties herein, It is ordered by the Court that the Writ of Error herein be dismissed.

ordered that Court adjourn until tomorrow morning 8 o'clock.

J. D. Williams
Ch Justice
J. F. Kinney

July Term 1847

Tuesday Morning July 13th 1847 Court
met pursuant to adjournment
Present the Honorable
Joseph Williams, Chief Justice
Thomas S Wilson } Associate
John F. Kinney } Justices. —

X Samuel Bridges
against
James Whipple

Plff in Error } Writ of Error to the Judgment
Deft in Error } of the District Court of
Des Moines County. +

This Cause this day coming on for further hearing and the Court being now sufficiently advised of and concerning the premises delivered an opinion affirming the Judgment of the Court below — It is therefore considered by the Court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this Court taxed to ff

X John P. Haggard
against
Isaac R. Allen

Plff in Error } Writ of Error to the Judgment
Deft in Error } of the District Courts of
Lee County. +

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises delivered an opinion reversing the Judgment of the Court below — It is therefore considered by the Court that the Judgment of the District Court be reversed and setaside and that further proceedings be had in the Court below not inconsistent with the opinion of this Court, and it is further considered by the Court that the plaintiff in Error recover of the Defendant in Error the costs herein expended in this Court taxed at ff

X John Burkhart
against
John Easpington

Plff in Error } Writ of Error to the Judgment
Deft in Error } of the District Court of
Des Moines County. +

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises delivered an opinion reversing the Judgment of the Court below — It is therefore considered by the Court that the Judgment of the District Court be reversed and setaside and that further proceedings be had in the court below not inconsistent with the opinion of this court, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the plaintiff in Error recover of the ~~plaintiff~~ defendant in Error the costs herein expended in this Court taxed at ff

July Term - 1847

Jones, Scott & Co. against Joseph S. Fennimore — Plffs in Error / Dept in Error — Writ of Error to the Judgment of the District Court of Muscatine County. &c

On Motion of the Defendant in Error by his attorney a rule is granted him herein against the said plaintiffs in Error to file an assignment of errors herein on or before to morrow morning. &c

Jarius Harger Et. al against George M. Humphreys Sheriff &c. — Plffs in Error / Dept in Error — Writ of Error to the Judgment of the District Court of Muscatine County. &c

On Motion of the Defendant in Error by his attorney a rule is granted him herein against the said plaintiffs in Error to file an assignment of errors herein on or before to morrow morning. &c

The United States against Jacob Bonsell — Plffs in Error / Defts in Error — Writ of Error to the Judgment of the District Court of Linn County. &c

On Motion of the said Defts by his attorney, a rule is granted him herein against the Prosecuting Attorney of Linn county, to file his joinder in error to the said Defendants assignment of error by 12 o'clock this day, and thereupon the said Prosecuting Attorney appeared and the Court having heard the parties and being advised in the premises ordered that said rule be discharged &

The United States against Charles Cook Et. al — Plffs in Error / Defts in Error — Writ of Certiorari to the Judgment of the District Court of Linn County. &c

On motion of the said Defendants by his Attorney, a rule is granted him herein against the prosecuting Attorney of Linn county, to file his joinder in Error to the said Defendants assignment of error by 12 o'clock this day and thereupon the said prosecuting attorney appeared, and the Court having heard the parties and being advised in the premises, ordered that said rule be discharged &

James P. Thomas against Arthur Tomlinson — Plff in Error / Dept in Error — Writ of Error to the Judgment of the District Court of Dubuque County

On motion of the plaintiff in Error, a rule is granted him herein against the said Defendant in Error returnable on ~~or before~~ to morrow morning to file a joinder in Error to the plaintiffs assignment of errors filed herein. &

Joseph Lucas against Richard H. Barrett — Complt / Deft — In Chancery, An appeal from the Decree of the District Court of Muscatine County. &c

By agreement of the attorneys, It is ordered by the Court that this cause be continued until the next term, and on motion of the Complt leave is given him to withdraw his written argument filed in this cause. &c

July Term 1854 &c.

Benjamin Covell against Charles Leslie — Plff in Error, Dft in Error — Writ of Error to the Judgment of the District Court of Muscatine County. &c

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in Error moved the Court to affirm the Judgment of the Court below for reasons on file, which motion being heard by the Court, and the Court not being sufficiently advised in the premises took time to consider of the same. &c

George Davenport admr against John Wilson — Plff in Error, Dft in Error — Writ of Error to the Judgment of the District Court of Scott County. &c

This day came the parties by their Attorneys, and thereupon the plaintiff in Error moved the Court to stay proceedings in this cause until the final decision and judgment of the case now depending in the Supreme Court of the United States on a writ of Error to the Judgment of this Court ~~in the case of~~ John C. Shepherd et al against John Wilson, for reasons on file, which motion being heard and the Court not being sufficiently advised in the premises took time to consider of the same. &c

Dennis Dorgan against John Blake — Compl't, Dft. — In Chancery, An appeal from the ~~Judgment~~ Decree of the District Court of Dubuque County.

This day came the parties aforesaid by their Attorneys and by their mutual consent, It is ordered by the Court, that the order of Continuance entered in this cause on yesterday be and the same is hereby setaside, and this cause now coming on to be heard, ~~to~~ the same is submitted to the Court on the written arguments of the Solicitors —

William Young against Michael Duggan — Plff in Error, Dft in Error — Writ of Error to the Judgment of the District Court of Dubuque County. &c

This day came the parties aforesaid by their attorneys and by their mutual consent, It is ordered by the Court, that the order of Continuance entered in this cause on yesterday be and the same is hereby setaside, and this cause now coming on to be heard, and the Court having heard the arguments of Counsel on both sides, and not being sufficiently advised in the premises, took time to consider of the same. &c

John M. D. Burrows against Charles H. A. Goodhue Jr. — Plff in Error, Dft in Error — Writ of Error to the Judgment of the District Court of Scott County. &c

This day came the parties aforesaid by their Attorneys and this cause now come on to be heard and the Court having heard the arguments of Counsel, and not being sufficiently advised in the premises took time to consider of the same. &c

July Term 1847

Anson Harrington — Deft in Error
against
James K. Mofs & Adm'r — Defts
} An agreed case from the Judgment of the District Court of Jackson County.

This day came the parties aforesaid by their Attorneys and this cause now coming on for hearing and the Court having heard the arguments of Counsil, and not being sufficiently advised in the premises took time to Coinsider of the same. &c

William Phelps — Compl't
against
James A. Pierson & wife — Defts
} In chancery, An appeal from the Decree of the District Court Van Buren County.

This day came the parties aforesaid by their Attorneys, and thereupon by Consent of parties this cause came on for hearing and the Court Having heard the arguments of Counsel, and not being sufficiently advised in the premises, took time to consider of the same.

Ordered that Court adjourn until tomorrow morning 8 oclock.

J. Williams
Ch. Justice

J. F. Kinney

Wednesday Morning July 14. 1847 Court met pursuant to adjournment
Present the Honorable
Joseph Williams, Chief Justice
Thomas S. Wilson, Associate
John F. Kinney, Justices

George Davenports admr. — Pefft in Error
against
John Wilson — Deft in Error
} Writ of Error to the Judgment of the District Court of Scott County.

The Court being now sufficiently advised in the premises of and concerning the motion of the plaintiff in Error to stay proceedings in this cause, do order that said motion be sustained, It is therefore ordered by the Court that this cause be stayed and no further proceedings be had herein until the final determination and Judgment of the Supreme Court of the United States in the case of John C. Shepherd Et. al against John Wilson on a writ of Error to the Judgment of this Court rendered at a former term of this Court.

James P. Thomas — Pefft in Error
against
Arthur Tomlinson — Deft in Error
} Writ of Error to the Judgment of the District Court of Dubuque County.

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in Error moved the Court to a[illegible]

July Term 1847

the court below for reasons on file, which motion being heard by the court and the court not being sufficiently advised in the premises took time to consider of same &c.

Herman P. Graves Agent &c. Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Ephraim Cole Deft in Error } Wapello County &c

On Motion of the plaintiff in Error by his attorney a rule is granted him herein against the said Defendant in Error to file a joinder in error ~~&c~~ or before to the plaintiffs assignment of errors filed herein, on or before tomorrow morning &c

John A. Kennedy Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Owen Greeny Deft in Error } Dubuque County &c

This day came the plaintiff in Error by his Attorney and suggested a diminution of the transcript of the record filed herein in this towit, that the Clerk of the District Court has failed to copy and send up the original Complaint in this cause — and on Motion of said plaintiff in Error, It is ordered by the Court that a writ of Certiorari issue to the Clerk of the District Court of Dubuque County returnable on the first day of the next term of this Court, requiring him to Certify and send up the said original Complaint filed in said cause &c

Ordered by the Court that Court adjourn until tomorrow morning 8 o'clock &c

J. Williams
Ch Justice

J A Kinney

July Term 1847

Thursday morning July 15. 1847 Court met pursuant to adjournment
Present the Honorable
Joseph Williams Chief Justice
Thomas Wilson } Associate
John F. Kinney } Justices

John Gay Et. al } Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
Edward A. Lloyd use of } Des Moines County. &
Henry B. Pirie } Defts in Error }

This Cause this day coming on for further hearing and the Court being now sufficiently advised in the premises, delivered an opinion of the Court reversing the Judgment of the Court below, It is therefore Considered by the Court that the Judgment of the court below be reversed and setaside and that further proceedings be had in this cause in said Court not inconsistent with the opinion of this court, and that a writ of procedendo issue to the Court below accordingly, and it is further Considered by the Court that the plaintiffs in error recover of the Defendant in Error the costs herein expended in this Court taxed at $

The President and Trustees of the } Plffs in Error } To Error to the Judgment of
Town of Bloomington } } of the District Court of
against } } Muscatine County &
John Phillips Et al } Defts in Error }

This day came the Defendant John Phillips by Stephen Mitcher Esqr his Attorney and suggested a deminution of the transcript in this cause in this that the clerk of the District court has failed to certify and send up the time when the final decree in this case was engroped and signed by the court and annexed to the petition, and also a copy of the testimony therein - And on Motion of said Phillips by his Attorney, It is ordered by the court that a writ of Certiorari be and the same is hereby awarded him directed to the Clerk of the District Court of Muscatine County returnable forthwith requiring him to certify and send up to this court the deminution aforesaid &

John Brown } Plff in Error } Writ of Error to the Judgment of
against } } the District Court of
The Board of Commissioners } Defts in Error } Johnson County. &
of Johnson County } }

This day came the parties aforesaid by their Attorneys and filed their written agreement herein, and by their mutual Consent It is ordered by the court that this cause be continued until the next Term &

Herman P. Graves Agent &c. } Plff in Error } Writ of Error to the Judgment of
against } } the District Court of
Ephraim Cole } Deft in Error } Mapello County &

Upon motion of plaintiff in Error, It is ordered by the Court that the rule granted in this cause on yesterday be made absolute, and that the

July Term 1844

Benjamin Covell, Pff in Error, } Writ of Error to the Judgment
against } of the District Court of
Charles Leslie, Deft in Error. } Muscatine County.

This day came the plaintiff in Error by his Attorney S. C. Hastings and moved the Court to dismiss the writ of Error herein without prejudice, and for leave to withdraw the transcript filed herein, which said motion being heard and the Court not being sufficiently advised in the premises to take time to consider of the same. (#)

Hugh Doran, Pff in Error, } Writ of Error to the Judgment
against } of the District Court of
Wm. A. Randolph Et al, Defts in Error. } Muscatine County. (#)

This day came the parties aforesaid by their Attorneys and thereupon the Defendants move the Court to affirm the Judgment of the Court below, for reasons on file, which motion being heard was overruled by the Court — and on leave granted by the Court the said Defendants in Error withdrew their motion to affirm the Judgment of the Court below, and thereupon the said Defendant in error filed their motion herein to affirm the Judgment of the Court below, which is ordered to be continued until next term —

Mustead & Dollarhide, Pffs in Error, } Writ of Error to the
against } Judgment of the District
The Board of Comrs of } Court of
Muscatine County, Defts in Error. } Muscatine County. (#)

On motion of the plaintiffs in Error by their Attorney a rule is granted them herein against said Defendants in Error that they file their joinder in Error to the plaintiffs assignment of errors herein on or before the first day of the next term of this Court. (#)

Messrs George Dobson and William H. Tuthill Esqrs were each severally admitted to practice in this Court as Counsellors and Attorneys at law and Solicitors in Chancery, and thereupon took their oaths to support the Constitution of the United States and to support the Constitution of this State, and to faithfully demean themselves in the practice of the law according to the best of their knowledge and ability. (#)

Joseph Knox, Complt, } In Chancery. An appeal from
against } a Decree of the District
The Board of Commissioners } Court of Muscatine
of Keokuk County. Defendants. } County. (#)

This day this cause came on for further hearing and the Court having heard the oral arguments of Counsel on both sides, and not being sufficiently advised in the premises, took time to consider of the same. (#)

July Term 1847.

William A. Warren et al — Plffs in Error — Writ of Error to the Judgment of the District Court of Dubuque County.
against
The United States for use of Timothy Manning — Deft in Error

This day came the parties aforesaid, by their Attorneys and by their Mutual Consent, It is ordered by the Court that the order of Continuance made in this cause on a former day of this term of this Court be set aside — and thereupon this cause came on for hearing and the Court having heard the arguments of Counsel, and not being sufficiently advised in the premises took time to consider of the same.

Bernard J. O'Sullivan — Plff in Error — Writ of Error to the Judgment of the District Court of Dubuque County.
against
Michael J. Sullivan — Deft in Error

This day came the parties aforesaid by their Attorneys, and by their Mutual Consent, It is ordered by the Court that the order of Continuance made in this cause on a former day of this term of this Court, be set aside, — and thereupon this cause now coming on for hearing and the Court being not sufficiently advised in the premises took time to consider of the same.

The United States — Plff — Writ of Certiorari to the Judgment of the District Court of Linn County.
against
Charles Cook et al — Defts

This day came as well the Prosecuting Attorney for the County of Linn, as the said Defendants by their Attorney, and this cause now coming on for hearing and the Court having heard the arguments of Counsel and not being sufficiently advised in the premises, took the same under advisement.

James G. Morrow — Plff in Error — Writ of Error to the Judgment of the District Court of Muscatine County.
against
George M. Carpenter — Deft in Error

On motion of the plaintiff in Error by his attorney a rule is granted him herein against said Defendant in Error, to file a joinder in Error to the ~~Defts~~ Plffs argument of Errors on or before the first day of the next term of this Court, and it is ordered by the Court that this cause be continued until the next term.

Daniel Milford — Plff in Error — Writ of Error to the Judgment of the District Court of Cedar County.
against
James L. Lewis — Deft in Error

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in Error moved the Court to ~~dismiss~~ affirm the Judgment of the Court below, which motion being heard by the Court, It is ordered that said motion be overruled, — and on motion of the ~~Deft~~ Plff in Error a rule is granted him herein against the Deft in Error, that the joinder in error in this cause, which was accordingly done, and said rule discharged.

July Term 1847

Stephen Wrichey, Plff in Error, against The Board of Commissioners of Cedar County, Defts in Error — Writ of Error to the Judgment of the District Court of Cedar County.

This cause this day coming on for hearing and the court having heard the arguments of Counsel, and not being sufficiently advised in the premises do take the same under advisement.

Leonard Platner, Plff in Error, against Joseph Moffard Et al, Defts in Error — Writ of Error to the Judgment of the District Court of Linn County.

It is ordered by the court that this cause be continued until next term.

Ordered that court adjourn until to morrow morning 8 o'clock.

J. Williams Ch Justice

J T Kinney Judge

Friday morning July 16th 1847 Court met pursuant to adjournment

Present the Honorable
Joseph Williams Chief Justice
Thomas S. Wilson } Associate
John F. Kinney } Justices

Messrs William Smyth and James D. Templin Esqrs were each severally admitted to practice in this court as Counsellors and Attorneys at law and Solicitors in Chancery, and thereupon they took the oath to support the Constitution of the United States and to support the Constitution of this State, and that they will honestly demean themselves in the practice of the law according to the best of their knowledge and ability.

Bernard J. O'Hallaran, Plff in Error, against Michael J. Sullivan, Deft in Error — Writ of Error to the Judgment of the District Court of Dubuque County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, affirm the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the court that the Defendant in error recover of the plaintiff in Error the costs herein expended in this Court taxed at $

July Term 1847

James Reed, Pff in Error; against; The State of Iowa, Deft in Error; } Writ of Error to the Judgment of the District Court of Linn County.

This cause this day now coming on for hearing and the Court having heard the arguments of Counsel, and being now sufficiently advised in the premises, affirm the judgment of the Court below. It is therefore considered by the court that the judgment of the Court below be affirmed, and that the plaintiff in Error pay the costs herein expended in this Court, and that execution issue therefor.

It is ordered by the court that the rule in relation to the 4th Judicial District be rescinded and that the causes on the Docket from the 4th District be set for Thursday next.

William Carson, Pff in Error; against; Rufus A. Lucore, Deft in Error; } Writ of Error to the Judgment of the District Court of Linn County.

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in error moved the court to affirm the Judgment of the Court below for reasons on file, which motion being heard was overruled by the court, and thereupon this cause now coming on for hearing, the same is submitted to the court on the written arguments of the Counsel.

Abijah B. Mason, Pff in Error; against; Ephraim T. Lewis et al, Defts in Error; } Writ of Error to the Judgment of the District Court of Linn County.

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in error moved the Court to affirm the Judgment of the Court below, for reasons on file, which motion being heard was overruled by the court, and thereupon this cause now coming on for hearing, the same is submitted to the court on the written arguments of the Counsel.

The United States, Plff; against; Jacob Bonsell, Deft; } Writ of Certiorari to the Judgment of the District Court of Linn County.

This cause now coming on for hearing the same is submitted to the court on the written arguments of Counsel.

Ephraim T. Lewis, Pff in Error; against; Benjamin Stevens, Deft in Error; } Writ of Error to the Judgment of the District Court of Linn County.

By Consent of the Attorneys, It is ordered by the Court that this cause be continued until next term.

Ordered that Court adjourn until Monday next 3 o'clock P.M.

J. F. Kinney

J. Williams
Ch. Justice

July Term 1847

Monday July 19th 1847 Court met pursuant to adjournment

Present the Honorable
Joseph Williams, Chief Justice
Thomas D. Wilson, Associate
John H. Kinney, Justices

David Hoover, Plff in Error; against; James Robinson, Deft in Error } Writ of Error to the Judgment of the District Court of Jefferson County.

This day this cause came on for hearing and the Court having heard the arguments of Counsel, and not being sufficiently advised in the premises, took time to consider of the same.

Mary Painter, Plff in Error; against; William Weatherford, Deft in Error } Writ of Error to the Judgment of the District Court of Mahaska County.

This day this cause came on for hearing, and the Court having heard the arguments of Counsel, and not being sufficiently advised in the premises, took time to consider of the same.

On this day came personally into Court Peter Steetzer an alien and made application to be naturalized, and admitted a citizen of the United States, and having previously filed his declaration according to law, and having taken the oath to support the Constitution of the United States and to entirely renounce and abjure all allegiance and fidelity to every foreign Prince, Potentate, State and Sovereignty whatever and particularly to Louis, Second King of Bavaria whereof he was a subject, and having produced to the Court the evidence required by law, It is ordered that Peter Steetzer is therefore admitted to naturalization accordingly and a citizen of the United States according to law.

David Jewett et al, Plffs in Error; against; Edwin Manning, Deft in Error } Writ of Error to the Judgment of the District Court of Jefferson County.

It is ordered by the Court that this cause be continued until the next Term.

Heman P. Graves Agt. &c., Plff in Error; against; Ephraim Cole, Deft in Error } Writ of Error to the Judgment of the District Court of Appello County.

This day comes the Plaintiff in Error by his Attorney, and the Defendant in Error having failed to join in Error agreeably to the order of this Court, It is therefore ordered that the errors be taken for confessed and this cause now coming on for hearing and the Court not being sufficiently advised in the premises took the same under advisement.

Ordered that Court adjourn until to-morrow morning 8 o'clock &c.

J. F. Kinney

July Term 1847

Tuesday Morning July 20th 1847 Court met pursuant to adjournment

Present the Honorable

Joseph Williams Chief Justice
Thomas S. Wilson } Associate
John F. Kinney } Justices

Peter Rotherwell
against
The Board of Commissioners of Dearmoines County

Plff in Error } writ of Error to the Judgment
Defts in Error } of the District Court of Dearmoines County.

This Cause now coming on for hearing; the same is submitted to the Court on the written argument of the Counsel for their advisement.

Lawson Bridgman & Co.
against
J. Deane & Starke

Plffs in Error } writ of Error to the Judgment of the District Court
Dfts in Error } of Jefferson County.

This day this cause came on for hearing and the Court having heard the argument of Counsel and not being sufficiently advised in the premises took the same under advisement

Wesley Dorsey
against
Andrew J. Davis

Plff in Error } writ of Error to the Judgment of the District Court
Dft in Error } of Jefferson County

It is ordered by the court that this cause be continued until the next term.

Martin A. Britton
against
Jesse Wright

Plff in Error } writ of Error to the Judgment of the District Court of
Dft in Error } VanBuren County.

It is ordered by the court that this cause be continued until the next term.

James Laughlin
against
Michael Welch

Plff in Error } writ of Error to the Judgment of the District Court.
Dft in Error } of VanBuren County.

This day this cause came on for hearing and the Court having heard the arguments of Counsel and not being sufficiently advised in the premises took the same under advisement.

Silas Deeds
against
Israel A. Friend

Plff in Error } writ of Error to the Judgment of the District Court
Dft in Error } of Jefferson County.

This cause this day coming on for hearing and the Court having heard the arguments of Counsel, and not being sufficiently advised in the premises, took the same under advisement.

July Term 1847

Andrew J. Davis, Plff in Error; against; Gideon B. Alexander use of James H. Jenkins, Deft in Error; Writ of Error to the Judgment of the District Court of VanBuren County &c

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in Error moved the court to dismiss the writ of error herein for reasons on file, which motion being heard and the Court not being sufficiently advised in the premises took time to consider of the same &c

William Keech, Plff in Error; against; William Stilwell, Deft in Error; Writ of Error to the Judgment of the District Court of Jefferson County -

This day came the plaintiff in Error by his Attorney and thereupon he dismisses his writ of Error herein, It is therefore considered by the Court that the writ of Error herein be dismissed without prejudice, and that the Defendant in error recover of the plaintiff in Error the costs herein expended in this Court, taxed at $

The Board of Commissioners of Jefferson County, Plffs in Error; against; Jesse Woollard, Deft in Error; Writ of Error to the Judgment of the District Court of Jefferson County &c

This day this cause came on for hearing, and the same was submitted to the consideration of the court on the written argument of the plaintiffs Counsel &c

Jacob Meiller, Plff in Error; against; William McGilligan, Deft in Error; Writ of Error to the Judgment of the District Court of VanBuren County &c

This day this cause came on for hearing and the Court having heard the argument of Counsel and not being sufficiently advised in the premises, took time to consider of the same &c

Herman P. Graves Agent &c., Plff in Error; against; Ephraim Cole, Deft in Error; Writ of Error to the Judgment of the District Court of Wapello County &c

This day came the parties aforesaid, by their Attorneys and thereupon the Defendant in Error moved the court to set aside the order of default entered in this cause on yesterday, for reasons on file, which motion being heard and the Court being now sufficiently advised in the premises, delivered an opinion sustaining said motion, It is therefore ordered by the court that the said order of default be set aside and thereupon the Defendant in Error filed his joinder in error herein - and by Consent, It is ordered by the court that this cause be continued until the next Term &c

July Term 1847

The Board of Commissioners of Jefferson County against Jesse Woollard } Plffs in Error, Deft in Error } Writ of Error to the Judgment of the District Court of Jefferson County

This cause this day having been submitted to the court for their consideration and they having had the same under advisement and it appearing to them that there is no ~~notice~~ evidence filed in this cause of the Defendant in Error having had notice of the suing out of the writ of error herein, and the Defendant in Error having failed to enter his appearance herein or to join in Error— It is therefore ordered by the Court that the order of submission made herein be setaside and that this cause be continued until the next term of this Court. —

Ordered that Court adjourn until tomorrow morning 8 o'clock —

J. Williams Ch Justice
J. F. Kinney

Wednesday Morning July 21st. 1847 Court met pursuant to adjournment

Present the Honorable
Joseph Williams Chief Justice
Thomas S. Wilson } Associate
John F. Kinney } Justices

William Baker et al. against The United States } Plffs in Error, Deft in Error } Writ of Error to the Judgment of the District Court of Johnson County.

This day this cause came on for hearing and thereupon the same was submitted to the Court for their advisement on the written agreements of the Counsels.

James M. Woods et al against David J. Sales } Plffs in Error, Deft in Error } Writ of Error to the Judgment of the District Court of Des Moines County

It is ordered by the Court that this cause be continued until the next term.

William A. Sloyd against William Holdren } Plff in Error, Deft in Error } Writ of Error to the Judgment of the District Court of Lee County

On motion of the plaintiff in Error by his Attorney, and it appearing to the satisfaction of the Court that the Defendant in Error has failed to join in error, under the rule of this Court, It is therefore ordered by the Court that the error assigned herein

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taken as confessed- and this cause now coming on for hearing, the Court took the same under advisement—

Ordered that Court adjourn until to morrow Morning 8 o Clock—

J. Williams
Ch Justice

J. F. Kinney

Thursday Morning July 22nd 1824 Court met pursuant to adjournment

Present the Honorable
Joseph Williams Chief Justice
Thomas S. Wilson } Associate
John F. Kinney } Justices

William H. Woodbridge — Pff in Error } Writ of Error to the Judgment
against } of the District Court of
Albert Kendall — Deft in Error } Linn County. (4)

This day came the Defendant in Error by his Attorney and moved the Court to affirm the Judgment of the Court below, for reasons on file, which motion being heard and the Court being now sufficiently advised in the premises, do order that said motion be Sustained, It is therefore Considered by the court that the Judgment in favor of the Plaintiff in Error with Interest and Costs be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the court that the Defendant in Errror recover of the Plaintiff in error the sum of one Dollar and Seventy nine cents the same being eight per cent damages on the amount of the Judgment of the Court below, and also the costs herein expended in this Court taxed at $

Virgil Lancaster — Pff in Error } Writ of Error to the Judgment
against } of the District Court of
Asa Calkins — Deft in Error } Johnson County—.

This day came the Defendant in Error by his Attorney, and thereupon he moved the Court to affirm the Judgment of the Court below for reasons on file, which motion being heard was sustained by the Court, It is therefore Considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the Court that the Defendant in error recover of the Plaintiff in error the sum of Two Dollars and nineteen cents the same being two per cent damages on the amount of the Judgment of the Court below and also the Costs herein expended in this Court taxed at $ and that execution issue for the same—

July Term 1847

The State of Iowa } Writ of Certiorari to the Judgment
against } of the District Court of
David Harris } Deft } Des moines County. —

This day came J. C. Hall prosecuting Attorney for the County of Des moines and dismissed all further prosecution of the writ of Certiorari without prejudice, It is therefore considered by the Court that the writ of Certiorari be dismissed without prejudice —

Abijah B. Mason } Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Ephraim T. Lewis Et al } Defts in Error } Lucas County. —

This day this cause came on to be heard, and the court having heard the arguments of Counsel, and not being sufficiently advised in the premises took the same under advisement. —

George W. Howard and Stephen Henley } Plffs in Error } Writ of Error to the Judgment of the District Court of Scott County —
against
Elias Lockwood and Lyman A. Jacobus } Defts in Error

This day came the Defendants in Error by their attorney, and produced here in court the writ of Error sued out from this court to the Judgment of the District Court of Scott County, and also filed herein an agreement between the parties herein, and on motion of said Defts in Error, It is ordered by the court that this cause be placed upon the Docket of this court, and on the further motion of said Defts in Error, and in pursuance of said agreement, It is considered by the court that the Judgment of the court below be affirmed, and that a writ of procedendo be awarded to the court below accordingly and it is further considered by the court that the Defendants in Error recover of the plaintiffs in Error the sum of Eleven Dollars and fifteen cents the same being two per cent damages on the amount of the Judgment of the court below, and also their costs herein expended in this court and that execution issue for the same taxed at $

Levi Lewis } Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Ephraim T. Lewis } Deft in Error } Lucas County. —

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in Error moved the court to affirm the Judgment of the court below, pending which, the plaintiff in Error dismisses his writ of Error herein without prejudice, It is therefore considered by the court that the writ of Error herein be dismissed without prejudice, and that a writ of procedendo issue to the court below accordingly, and that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this Court taxed at $ and that execution issue for the same. —

July Term 1847.

Albert G. Smith } Pltff in Error } Writ of Error to the Judgment
against } of the District Court of
Richard F. Barrett } Deft in Error } Cedar County. —

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in Error moved the Court to discharge the Supersedeas to the Judgment of the Court below for reasons on file, or this motion being heard and the Court not being sufficiently advised to do so time to consider of the same —

Joseph Knox } Complt. } In Chancery. Appeal from
against } the Decree of the District Court
The Board of Commissioners } Defts } of Des Moines County. —
of Keokuk County et al }

This cause this day now coming on for further hearing and the Court being now sufficiently advised in the premises, Do order and decree, that Complainants injunction herein be and the same is hereby dissolved, and it is further decreed and ordered by the Court that the Complainants bill herein be dismissed, and that the Complainant pay the costs herein expended as well in this Court as the Court below, and that an execution issue against said Complt in favor of said Defendants for the same — And thereupon the said Complainant gave notice of his intention to take appeal to the Supreme Court of the United States. —

Jacob Miller } Pltff in Error } Writ of Error to the Decree
against } of the District Court of
William McGilligan } Deft in Error } Van Buren County. —

This cause this day now coming on for further hearing and the Court being now sufficiently advised in the premises, reverse the Judgment of the Court below — It is therefore considered by the Court that the ~~Judgment~~ Decree of the Court below be reversed and that further proceedings be had in the Court below not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly, and it is further Considered that the Defendant in Error pay to the plaintiff in Error the costs herein expended in this Court taxed at $ and that execution issue for the same —

Silas Deeds } Pltff in Error } Writ of Error to the Judgment
against } of the District Court of
Israel A. Friend } Deft in Error } Jefferson County. —

This cause this day coming on for further hearing and the Court being now sufficiently advised in the premises, Reverse the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be reversed and set aside and that further proceedings be had in the Court below not inconsistent with the opinion of this Court, and that a writ of procedendo be awarded to the Court below accordingly, and it is further Considered by the Court that the plaintiff in Error recover of the Defendant in Error the costs herein expended in

July Term 1847

this Court taxed at $ and that execution issue for the same.

The United States, Plff, vs. Writ of Certiorari to the
against
Jacob Bonsell, Dft. } Judgment of the District Court
of Linn County.

This cause this day now coming on for further hearing and the Court being now sufficiently advised in the premises it seems to them that there is no error in the proceedings of the Court below, It is therefore considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly —

Andrew J. Davis, Plff in Error, vs. Writ of Error to the Judgment
against
Gideon B. Alexander use of } Deft in Error } of the District Court of
James A. Jenkins } Van Buren County.

This day came the parties aforesaid by their Attorneys and the Court being now sufficiently advised of and concerning the Defts in Error motion to dismiss the writ of error herein, do order that said motion be sustained, It is therefore considered by the court that the writ of Error herein be dismissed and that a writ of procedendo issue to the Court below accordingly and it is further Considered by the Court that the Defendant in Error recover of the said plaintiff in error the sum of Eleven Dollars and 5 Cents the same being two per cent damages on the amount of the Judgment of the Court below, and also recover the costs herein expended in this Court taxed at $ and that execution issue for the same.

Benjamin Covell, Plff in Error, vs. Writ of Error to the Judgment
against
of the District Court of
Charles Leslie, Dft in Error } Muscatine County.

The Court being now sufficiently advised of and concerning the plaintiff in Error Motion to dismiss the writ of Error herein without prejudice, do order that said Motion be sustained, It is therefore Considered by the Court that the writ of Error herein be ~~sustained~~ dismissed without prejudice and that a writ of procedendo issue to the Court below accordingly, and that the Defendant in Error recover of the plaintiff in error the costs herein expended in this Court taxed at $ and that execution issue for the same.

Samson Bridgeman & Co., Plffs in Error, vs. Writ of Error to the Judgment
against
of the District Court of
J. Duane Starke, Dft in Error } Jefferson County.

This day this cause came on for further hearing and the court being now sufficiently advised in the premises it seems to them that there is error in the rendition of the Judgment in the Court below, It is therefore considered by the court that the Judgment of the Court below

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versed and setaside, and that further proceedings be had in the Court below not inconsistent with the opinion of this Court, and that a mit of procedendo issue to the Court below accordingly, and it is further Considered by the Court that the plaintiff in error recover of the Defendant in error the Costs herein expended in this Court taxed at $ and that execution issue for the same. &c

James Laughlin, Plff in Error; against; Michael Meleb, Deft in Error } Mit of Error to the Judgment of the District Court of Van Buren County. &c.

This Cause this day now coming on for further hearing and the Court being now sufficiently advised in the premises, it appears to them that there is error in the rendition of the Judgment of the Court below It is therefore Considered by the Court that the Judgment of the Court below be reversed and setaside and that further proceedings be had in the Court below not inconsistent with the opinion of this Court and that a mit of procedendo issue to the Court below accordingly, and it is further Considered by the Court that the plaintiff in error recover of the Defendant in error the costs herein expended in this Court taxed at $ and that execution issue for the same.—

William H. Lloyd, Plff in Error; against; William Holdren, Deft in Error } Mit of Error to the Judgment of the District Court of Lee County. &c

This day came the plaintiff in Error by his Attorney and he having heretofore filed his assignments of errors herein, and the Defendant in error not appearing and having failed to join in error but made default It is therefore Considered by the Court that the error assigned by the plaintiff in error be taken as confessed, and that the Judgment or order of the District Court of Lee County setting aside the levy and delivery bond, made on the first execution which issued on the 30th day of December 1843 be and the same is hereby reversed and setaside and that a writ of procedendo issue to the Court below accordingly and it is further Considered by the Court that the plaintiff in error recover of the Defendant in Error the Costs herein expended in this Court taxed at $ and that execution for the same.—

Jesse D. Payne, Plff in Error; against; Courtland Kinsman, Deft in Error } Writ of Error to the Judgment of the District Court of Washington County. &c

This day this cause came on for further hearing and the Court being now sufficiently advised in the premises, it appears to them that there is error in the rendition of the Judgment in the Court below, It is therefore Considered by the Court that the Judgment of the Court below be reversed and setaside and that further proceedings be had in the Court below not inconsistent with the opinion of this Court, and that a mit of procedendo issue to the Court below accordingly, and it is further considered by the Court that the plaintiff in error recover of the Defendants in error the costs herein expended in this Court

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taxed at $ and that execution issue for the same —

John M. D. Burrows, Plff in Error; against; Charles F. A. Goodhue Jr. Deft in Error; } Writ of Error to the Judgment of the District Court of Scott County —

This Cause this day Came on for further hearing and the Court being now sufficiently advised in the premises, it appears to them that there is no error in the rendition of the Judgment of the Court below, It is therefore Considered by the Court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to Court below accordingly, and it is further Considered by the Court that the plaintiff in error recover of the Defendant in error the costs herein expended in this Court taxed at $ and that execution issue for the same. —

William A. Warren Et al, Plff in Error; against; The united States for the use of Timothy Fanning —— Deft in Error; } Writ of Error to the Judgment of the District Court of Dubuque County —

This day Came the said parties by their attorneys, and the Court being now sufficiently advised in the premises, doth find that there is error in the proceedings of the Court below in not rendering a Judgment in favor of the said united States for the use of the said Timothy Fanning and against the said William A. Warren and others for the sum of Five thousand Dollars the amount of the penalty of the writing obligatory in the said declaration mentioned in addition to the sum of Two hundred and nineteen Dollars and thirty four cents the damages by the Jury assessed and the Costs of said suit, and thereupon this Court by virtue of its authority under the Statute in such Cases made and provided, to render such Judgment as the Court below should have rendered in the premises.

It is therefore considered by the court that the said United States for the use of the Timothy Fanning have and recover of and from the said plaintiffs in error the said sum of Five thousand Dollars the debt in the declaration mentioned, and also the sum of Two hundred and nineteen Dollars and thirty four cents the damages by the Jury in their verdict aforesaid assessed, and also his costs accruing in the Court below, and that said Judgment herein rendered by this Court, be satisfied by the payment by the said plaintiffs in error ~~the~~ of the said sum of Two hundred and nineteen Dollars and thirty four cents the damages aforesaid together with interest thereon from the 16th day of May 1845 — until paid at the rate of Six per cent per annum — and that execution issue for the said sum of Two hundred and nineteen Dollars and thirty four cents damages & interest, upon the payment of the costs of this Court by the said Timothy Fanning. —

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The United States against Charles Cook Et. al. Defts } Writ of Certiorari to the Judgment of the District Court of Lewis County. &c

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, it appeares to the Court that there is error in the rendition of the judgment of the Court below, It is therefore considered by the Court that the judgment of the Court below be reversed and set aside and that further proceedings be had not inconsistent with the opinions of this Court, and that a writ of procedendo issues to the Court below accordingly. —

Walter Terrell against Samuel Simpson } Plff in Error, Deft in Error } Writ of Error to the Judgment of the District Court of Johnson County. &c

This day came the parties aforesaid by their Attorneys and thereupon this cause came on to be heard and the Court having heard the arguments of Counsel and not being sufficiently advised in the premises took time to consider of the same. &c

William C. Ealy against Maria Cox admx of Diòclesian Cox deceased } Plff in Error, Deft in Error } Writ of Error to the Judgment of the District Court of Johnson County. &c

This day came the plaintiff in Error by his Attorney and dismisses the writ of Error herein, It is therefore considered by the Court that the writ of error herein be dismissed, and that a writ of procedendo be awarded to the Court below accordingly and that the Defendant in error recover of the plaintiff in error the costs herein expended in this Court taxed at $ and that execution issue for the same. &c

Nicholas B. Brown against Addison Daniels, Surviving partner &c. } Plff in Error, Deft in Error } Writ of Error to the Judgment of the District Court of Lewis County. &c

It is ordered by the Court that this cause be continued until the next Term of this Court. &c

John C. Berry against Asher Edgerton } Plff in Error, Deft in Error } Writ of Error to the Judgment of the District Court of Lewis County. &c

On Motion of the plaintiff in Error by his Attorney, a rule is granted him herein against the said Defendant in Error to join in error on or before to morrow Morning. —

John C. Berry against Wesley Jones Et. al. } Plff in Error, Defts in Error } Writ of Error to the Judgment of the District Court of Lewis County. &c

This day came the parties aforesaid by their Attorneys and thereupon the Defts in error moved the Court to affirm the Judgment

of the Court below for reasons on file, which motion being heard was sustained by the Court, It is therefore considered by the Court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in error recover of the plaintiff in error the sum of one Dollar & six cents the same being two per cent on the amount of the Judgment of the Court below. and that he also recover his Costs herein expended in this Court and that execution issue for the same taxed at $

Levi Lewis against Ephraim T. Lewis — Plff in Error, Deft in Error — Writ of Error to the Judgment of the District Court of Linn County —

This day this cause came on for hearing and the Court having heard the arguments of Counsel, and not being sufficiently advised in the premises, took the same under advisement. —

This day came personally into court George Wendal Stetzer an alien and made application to be naturalized, and admitted a citizen of the United States, and having previously filed his declaration according to law, and he now having taken the oath to support the Constitution of the United States and to entirely renounce and abjure all allegiance and fidelity to every foreign prince, potentate, State and Sovereignty whatever, and particularly to Louis second King of Bavaria whereof he was a subject, and having produced to the Court the evidence required by law, It is the said George Wendal Stetzer is therefore admitted to naturalization accordingly and enrolled a citizen of the United States according to law. —

Ephraim T. Lewis against Alijah Mason — Plff in Error, Deft in Error — Writ of Error to the Judgment of the District Court of Linn County. —

This day came the parties aforesaid by their attorneys and this cause now coming on to be heard and the Court having heard the arguments of Counsel and not being sufficiently advised took the same under advisement. —

Asa Wilson against Barzillia Johnson and Thomas J Johnson Jr. — Plff in Error, Deft in Error — Writ of Error to the Judgment of the District Court of Linn County. —

This day this cause came on to be heard and the Court having heard the arguments of Counsel ~~took~~ and not being sufficiently advised in the premises, took the same under advisement —

Asa Calkin against The State of Iowa on relation of George S. Hampton Pros. Atty — Plff in Error, Deft in Error — Writ of Error to the Judgment of the District Court of Johnson County. —

This Cause now coming on to be heard, the same

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mitted to the Court on the written arguments of Counsel for their advisement—

Ordered that Court adjourn until tomorrow morning 8 o'clock A.M.

J. Williams
Ch. Justice

J. T. Kinney

Friday Morning July 23rd. 1847 Court Met pursuant to adjournment
Present the Honorable
Joseph Williams Chief Justice
Thomas S. Wilson } Associate
John T. Kinney } Justices

David Dozier — Pltff in Error } Writ of Error to the Judgment
against } of the District Court of
James Robinson — Deft in Error } Jefferson County—

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find no error in the rendition of the Judgment of the Court below, It is therefore Considered by the Court that the Defendant in error recover of the plaintiff in error the sum of Seven hundred and ninety five Dollars the amount of the Judgment of the Court below, with interest thereon at the rate of six per cent per annum from the 22nd. day of September A.D. 1846 until paid, and also the sum of Fifteen Dollars and ninety cents the same being two per cent damages on the amount of the Judgment of the Court below, and also recover the Cost herein expended in this Court and the Court below taxed at $
And that execution issue for the same.—

Joseph Knox — Complt } In Chancery, An appeal from a
against } Decree of the District Court of
The Board of Commissioners } Des Moines County.
of Keokuk County et. al } Defts.

And now the said Complainant Joseph Knox moves the Court to grant a certificate that the validity of the following Statute of this State is drawn in question in this cause viz "An act to provide for the appointment of Commissioners to relocate the County seat of Keokuk County. Approved January 9th. 1846" on the ground of its repugnancy to the Constitution of the United States and that the decision of the Court was in favor of the validity of said Statute, which motion is sustained by the Court, It is therefore ordered by the Court that it be certified in this Case, that there was drawn in question the

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of the Statute
Validity of the Statute of ~~the State~~ Iowa, entitled "An act to provide for the appointment of Commissioners to relocate the County Seat of Keokuk County, Approved January 9th 1846," on the ground that it was repugnant to the Constitution of the United States, and that the decision of the Court was in favor of the validity of said Statute

It is further ordered by the Court that further proceedings in this Case be superseded until the Supreme Court of the United States shall order further proceedings herein, upon the said Joseph Knox the Complainant herein giving bond with good security in the penal Sum of five hundred dollars, conditioned according to law.—

Henry Hopkins — Plff in Error — Writ of Error to the Judgment of the District Court of
against
Henry G. Mallard — Deft in Error — Jackson County.—

This Cause this day came on for further hearing, and the Court being now sufficiently advised in the premises, do find no error in the rendition of the Judgment in the Court below— It is therefore Considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly and that the Defendant in error recover of the plaintiff in error the Costs herein expended in this Court taxed at $ and that execution issue for the same.—

Albert G. Smith — Plff in Error — Writ of Error to the Judgment of the District Court of
against
Richard F. Barrett — Deft in Error — Cedar County.—

The Court being now sufficiently advised of and concerning the Defendants in errors motion to discharge the Supersedeas in this Cause, do order that a rule be and the same is hereby granted the Defendant in Error against said plaintiff in error returnable on the first day of the next term of this Court to justify the Security given in the Supersedeas bond on Suing out the writ of error herein.—

Levi Lewis — Plff in Error — Writ of Error to the Judgment of the District Court of
against
Ephraim F. Lewis — Deft in Error — Linn County.—

This day this Cause came on for further hearing and the Court being now sufficiently advised in the premises, find that there is no error in the rendition of the Judgment of the Court below. It is therefore Considered by the Court that the Defendant in error recover of the plaintiff in error the sum of one hundred and forty three Dollars and thirty nine Cents with interest thereon at the rate of Six per Cent per annum from the 18th day of March A.D. 1846 until paid, and also the Costs herein expended as well in the Court below as in this Court taxed at and that execution issue for the same — And now Comes the Isaac M. Preston and S. C. Hastings Esqr the Attorneys for the Deft in Error and file herein their account against the said Defendant in Error amount to the sum of Ninety Dollars, and on their Motion, It is ordered by the Court, that the said Isaac M. Preston and S. C. Hastings have a lien on the foregoing [illegible] ment for the said sum of Ninety

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-lars and that when the clerk issues the execution on the foregoing Judgment that he endorse the said execution that the said sum of Ninety Dollars of said sum mentioned in the execution is for the use and benefit of said Preston & Hastings —

Ephraim T. Lewis against Abijah Mason — Pltff in Error, Deft in Error — writ of Error to the Judgment of the District Court of Linn County. —

This cause this day now coming on for further hearing and the court being now sufficiently advised in the premises, find that there is no error in the rendition of the Judgment in the Court below It is therefore considered by the Court that the Defendant in error recover of and from the plaintiff in Error the sum of Two hundred and Ninety one Dollars forty six and one half cents the same being the amount of the Judgment of the Court below, with interest thereon at the rate of six per cent per dunnum until paid from the 25th day of March 1846 and also the costs herein expended as well in this Court as the District Court taxed at $ and that execution issue for the same. —

Abijah B. Mason against Ephraim T. Lewis Et al — Pltff in Error, Defts in Error — writ of Error to the Judgment of the District Court of Linn County

The Court having had this cause under advisement, and it appearing to the court that the transcript of the record and proceedings in the Court below and filed herein is imperfect, It is therefore ordered by the Court that this cause be continued until the next term of this Court. —

William Baker and Squire S. Baker against The United States — Pltff in Error, Defts in Error — writ of Error to the Judgment of the Judgment of the District Court of Johnson County

The Court being now sufficiently advised in the premises, find that there is no error in the rendition of the Judgment of the District Court It is therefore Considered by the court that the Judgment of the District Court be affirmed, and that a writ of procedendo issue to the Court below accordingly — and that the plaintiffs in error pay the costs herein expended in this Court taxed at $ and that execution issue for the same. —

Dennis Dorgan against John Blake — Compltt, Deft — In Chancery, An appeal from the Decree of the District Court of Dubuque County. —

This cause this day now coming on for further hearing and the Court being now sufficiently advised in the premises, find that is no error in the rendition of the Decree in the District Court — It is therefore Considered by the court that the Decree of the District Court be affirmed and that a writ of procedendo issue to the Court below accordingly, and that the ~~Defendant~~ Complainant recover of the ~~Complainant~~ Defendant the costs herein expended in this Court taxed at $ and that execution issue for the same. —

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John C. Berry — Plff in Error — Writ of Error to the Judgment of the District Court of Linn County.
against
Asher Edgerton — Defts in Error

It is ordered by the Court that this cause be continued until the next term.

William Ingersoll — Plff in Error — Writ of Error to the Judgment of the District court of Van Buren County.
against
McCook, Small & Co. — Defts in Error

On Motion of the Defendants in Error, It is ordered by the Court that the Judgment rendered on a former day of this term of this Court, be amended as follows, and It is further Considered by the court that the Defendants in error recover of the plaintiff in error the sum of one Dollar and fifty eight cents the same being two per cent damages on the amount of the Judgment of the court below, — and that execution issue for the same.

Evan Dollarhide — Plff in Error — Writ of Error to the Judgment of the District court of Johnson County.
against
Cicero M. Ives for use of Edward H. Thomas — Defts in Error

This day came the parties aforesaid by their Attorneys and by their consent and agreement, It is Considered by the court that the Judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and that the Defendant in error recover of the plaintiff in error the costs herein expended in this court taxed at $ and that execution issue for the same.

William Phelps — Compt — In Chancery. An appeal from a Decree of the District Court
against
James J. Pierson & wife — Defts — of Van Buren County.

This cause this day came on for further hearing and the court being now sufficiently advised in the premises, find that there is error in the rendition of the Decree of the District court herein, It is therefore considered by the court that the Decree of the court below be reversed and set aside and that further proceedings be had in this cause in the court below not inconsistent with the opinion of this court, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendants recover of the Complainants the costs herein expended in this court taxed at $ and that execution issue for the same.

William Young — Plff in Error — Writ of Error to the Judgment of the District court of Dubuque County.
against
Micheal Duggan — Deft in Error

This cause this day came on for further hearing and the court being now sufficiently advised in the premises, find that there was no error in the rendition of the Judgment in the court below. It is therefore considered by the court that the Judgment of the District Court be affirmed, and that a writ of procedendo issue to the court below accordingly, and that the Defendant in error recover of the

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plaintiff in error the costs herein expended in this court ~~taxed~~ taxed a/f and that execution issue for the same. &c

Benjamin Covell, Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Charles Leslie Deft in Error } Muscatine County. &c

It is ordered by the court that the order made in this cause on yesterday dismissing the writ of Error herein and rendering a judgment for costs against the plaintiff in error be and the same are hereby setaside — and the court being now sufficiently advised in the premises of and concerning the Defendant in error's motion to affirm the judgment of the court below, do order that said motion be sustained, It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly and that the Defendant in error recover of the plaintiff in error the costs herein expended in this court and that execution issue for the same — And thereupon the said plaintiff in error filed a petition for a rehearing of this cause, and on his motion It is ordered by the court that a rehearing be granted the pff in error in this cause, and that the said rehearing be had at the next January Term of this court, and it is further ordered by the court that this cause be continued until the next term of this court. &c

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The President and Trustees of the Town of Bloomington } Pltf's in Error } Writ of Error to the Judgment
against } of the District Court of
John Phillips et. al Defts in Error } Muscatine County. &c

It is ordered by the court that this Cause be continued until the next term of this court. &c

John Lewis Pltf in Error } Writ of Error to the Judgment
against } of the District Court of
Samuel K. Parker Deft in Error } Linn County. —

This day came the parties aforesaid by their Attorneys, and on motion of the plaintiff in error, It is ordered by the court that this cause be stricken from the Docket of this court, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant in error recover of the plaintiff in error the costs herein expended in this court taxed at/f and that execution issue for the same. &c

Asa Calkin Pff in error } Writ of error to the Judg-
against } ment of the District
The State of Iowa on relation } Deft in Error } Court of
of Elsworth S. Hampton prosecuting Atty } Johnson County. —

This cause this day came on for further hearing and the court being now sufficiently advised in the premises, find no error in the rendition of the Judgment of the court below, It is

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therefore considered by the court that the Judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and that the plaintiff in error pay the costs herein expended in this court and that execution issue for the same. &c

Ephraim T. Lewis — Pff in Error
against
Elizabeth Owens — Deft in Error

} Writ of Error to the Judgment of the District court of Linn County. &c

This day came the parties aforesaid by their Attorneys, and thereupon the plaintiff in Error dismisses his writ of error herein, It is therefore considered by the court that the writ of error herein be dismissed, and on motion of the said Defendant in error, It is further considered by the court that the Defendant in error recover of the said plaintiff in error the sum of Eighty four Dollars and fifty eight cents the amount of the judgment of the court below, with interest thereon at the rate of Six per cent per annum from the 14th. day of September A.D. 1846 until paid, and also the sum of One Dollar & sixty nine cents the same being two per cent damages on the above amount, and also the costs herein expended as well in this court as the court below taxed at $17.86¼ cents and that execution issue for the same &c

James P. Thomas — Pff in Error
against
Arthur Tomlinson — Deft in Error

} Writ of Error to the Judgment of the District court of Dubuque county. &c

The court being now sufficiently advised in the premises of and concerning the Defendant in Error motion to affirm the judgment of the court below, Do order that said motion be sustained, It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and that the Defendant in error recover of the plaintiff in error the costs herein expended in this court taxed at $ and that execution issue for the same. &c

Virgil Lancaster — Pff in Error
against
Asa Calkin — Deft in Error

} Writ of Error to the Judgment of the District court of Johnson County —

This day came the Defendant in Error by his Attorney and on his motion it is ordered by the court that the judgment rendered in this cause on yesterday be set aside, and on his further motion, it is ordered by the court that the Judgment of the District court be affirmed, It is therefore considered by the court that the Defendant in Error recover of the plaintiff in Error the sum of Eighty nine Dollars and ten cents in damages the amount of the judgment of the District court, with interest thereon at the rate of six per cent per annum from the 30th day of April A.D. 1846 until paid, and also the sum of Two Dollars and 19 cents the same being two per cent on the amount of the judgment of the District court and that the Defendant in Error recover of the plaintiff in Error Costs herein expended as well in this court as in the District court, and that execution issue therefor. —

This day came personally into Court Christopher Formeister an Alien and made application to be naturalized and admitted a citizen of the United States of America, and having previously filed his declaration according to law, and he now having taken the oath to support the constitution of the United States and to entirely renounced and abjure all allegiance and fidelity to every foreign prince, potentate, State and Sovereignity whatever and particularly to Frederick Williams of Russia where of he was a subject, and having produced to the Court the evidence required by law, It is therefore admitted to naturalization accordingly and enrolled a citizen of the United States according to law.—

This day came personally into Court Antonio Matter an alien and Made application to be naturalized and admitted a Citizen of the United States of America, and having previously filed his declaration according to law, and he now having taken the oath to support the constitution of the United States and to entirely renounce and abjure all allegiance and fidelity to every foreign prince, potentate, State and Sovereignity whatever, and particularly to Louis the second King of Bavaria where of he was a subject and having produced to the Court the evidence required by law, It is the said Antonio Matter is therefore admitted to naturalization accordingly and enrolled a citizen of the United States according to law.—

Ordered that Court adjourn until Court in Course —

J. H. Williams
Clk Justices.
J. F. Timmons

At a Supreme Court begun and held in and for the State of Iowa, at the State House in Iowa City, on Monday the 3rd day of January A.D. 1848.

Present the Honorable

Joseph Williams Chief Justice
John F. Kinney } Associate
George Greene } Justices

It is ordered by the Court that Frederick M. Irish be and he is hereby appointed crier of this court for the present term, and that William P. Doty be appointed to attend on the Court during the same time.

The following Gentlemen having taken the oath to support the Constitution of this State, and the oath of Attorney & Counsellors at Law and Solicitors in Chancery as required by law, they were severally admitted to practice in this Court as such, to wit George C. Dixon, William Y. Lovell George Medarie, Francis A. Chinowith, C. J. McFarland, Peter H. Patterson, Thomas S. Wilson, J. McPherson, Curtis Bates, James M. Woods, David Rorer M. A. Starr, M. L. Woodward A. N. Sweet, Stephen Hempstead, M. D. Browning, Cyrus Wicks, Wm. E. Leffingwell, John D. Cook, James L. Barnes, Ebenezer Cook, Isaac Wickersham, D. M. Kilbourn, L. R. Reives —

James Hemphill — Plff in Error
against
John Sallady — Deft in Error
} Writ of Error to the Judgment of the District Court of Des Moines County —

By Consent of parties, It is ordered by the Court that this Cause be continued until the next term of this court. —

James G. McGuffey — Plff in Error
against
Isaac Levine Admr of William Reiling dec'd — Deft in Error
} Writ of Error to the Judgment of the District Court of Des Moines County.

By Consent of parties, It is ordered by the Court that this Cause be Continued until the next term of this court. —

Ebenezer L. Eddy Et al — Plffs in Error
against
Robert Wilson Et al — Defts in Error
} Writ of Error to the Judgment of the District Court of Henry County —

By Consent of parties, It is ordered by the Court that this Cause be continued until the next term of this Court. —

By Consent of the Attorneys of this Court, It is ordered by the Court, that all causes on the Docket of this Court from the 2nd 3rd and 4th Judicial Districts, that the time for filing Assignments of Errors in said causes be extended, and that Attorneys have until the 3rd [illegible]

they are severally set for hearing, to file their Assignments of Errors —

Ordered that Court adjourn until to morrow morning 9 oclock —

J. Williams C.J.
Chief Justice

J. A. Kinney
Geo. Greene
Judges

Tuesday Morning January 4. 1848
Court Met Pursuant to Adjournment
Present the Honorable
Joseph Williams, Chief Justice
John A. Kinney } Associate
George Greene } Justices

The following Gentlemen having taken the oath to support the Constitution of this State, and the oath as Attorneys and Counsellors at Law and Solicitors in Chancery required by Law, they are admitted to practice in this Court accordingly — to-wit Williams A. Wallace, Hugh L. Reid, Gilmano Folsom, C. M. Bifell William J. Cochran, and Lewis A. Thomas — and Thomas C. Anthony —

James Caudill — Pff in Error } Writ of Error to the Judgment of the District Court of
against
Elihu M. Sharp — Deft in Error } Henry County

This day this Cause came on for hearing, and the Court having heard the arguments of Counsel on both sides and they not being sufficiently advised took the same under advisement —

Samuel T. Marshall — Pff in Error } Writ of Error to the Judgment of the District Court of
against
E. M. Sala — Deft in Error } Lee County

This day this Cause came on for hearing and by Consent of the Attorneys the same is submitted to the Court for their advisement. —

Samuel M. Powers — Pff in Error } Writ of Error to the Judgment of the District Court of
against
J. C. Ainsworth & Co. — Defts in Error } Lee County —

On motion of the Defts in Error, It is ordered by the Court that a rule be granted them herein vs said plaintiff in Error, requiring him to file an assignment of Errors in this Cause on or before to morrow morning —

James Harding Deft in Error } Writ of Error to the Judgment
against } of the District Court of
Richard Fahey Deft in Error } Lee County

On Motion of the plaintiff in Error by his Attorney, a rule is granted him herein against the Deft in Error requiring him to file his joinder in Error herein on or before to Morrow Morning —

Richard R. Howard Complt } In Chancery, An appeal
against } from the Decree of the District
Absalom Dollarhide Et. al Deftd. } Court of Lowndes County —

This day came the parties aforesaid by their Solicitors and thereupon the Complainant moved the Court to Dismiss the appeal herein for Reasons on file, which motion was argued, and the Court not being sufficiently advised of the same took time to consider thereof —

John Shaw Deft in Error } Writ of Error to the Judgment
against } of the District Court of
Charles Gorden Deft in Error } Jackson County —

On motion of the plaintiff in Error by his Attorney, It is ordered by the Court that a rule be granted him herein against Thomas Marshall Clerk of the District Court of Jackson County returnable forthwith to shew cause if any he can why an attachment shall not issue against him for a contempt offered this Court in failing to file with the Clerk of this Court the transcript of the record and proceedings had between the parties in the said District Court of Jackson County agreeably to the Command of the Writ of Error which issued from this Court and to him directed. —

Ordered that Court adjourn until tomorrow morning 9 o'clock. —

J. A. Williams
Chief Justice —
J. F. Rennolds
Geo. Greene } Judges

January Term 1848.

Wednesday Morning January 5th 1848
Court met pursuant to adjournment
Present the Honorable
Joseph Williams Chief Justice
John D. Kinney } Associate
George Greene } Justices

Richard R. Howard — Compl't. — In Chancery, An appeal from the Decree of the District Court of Louisa County.
against
Absalom Dollarhide Et. al — Defts.

The Court being now sufficiently advised of and Considering the Defendants Motion to affirm the Decree of the Court below, Do order that said Motion be sustained, and on Motion of said Complainant by his Solicitor, he has leave until tomorrow Morning to shew cause why the Court shall not affirm the Decree of the Court below.

Ira Wilson — Pl'ff in Error — Writ of Error to the Judgment of the District Court of Linn County.
against
Barzillia Johnson and Thomas S. Johnson Jr. — Defts in Error

This Cause this day Coming on for further hearing and the Court being now sufficiently advised in the premises, It appears to the Court that there is error in the rendition of the Judgment in the Court below, It is therefore Considered by the Court that the Judgment of the Court below be reversed and setaside and that further proceedings be had in the Court below not inconsistent with the Opinion of this Court, and that a writ of procedendo issue to the Court below accordingly and that the plaintiff in Error recover of the Defendants in Error the Costs herein expended in this Court and that execution issue for the same.

James M. Woods — Pl'ff in Error — Writ of Error to the Judgment of the District Court of Des moines County.
against
George Maines — Def't in Error

On Motion of the plaintiff in Error, It is ordered by the Court that the said plaintiff in Error have further time to file his assignment of Errors herein.

Asbury B. Porter — Pl'ff in Error — Writ of Error to the Judgment of the District Court of Henry County.
against
Mathias Sigler — Def't in Error

On Motion of the plaintiff in Error by his Attorney, It is ordered by the Court that he have leave to amend his assignment of Errors filed herein — and by Consent of the Attorneys Messrs Hall and Woods, It is ordered by the Court that this Cause be continued until the next term of this Court.

John L. Williams Plff in Error } Writ of Error to the Judgment
against } of the District Court of
John J. Tomlinson Deft in Error } Jackson County —

On motion of the ~~plaintiff in Error~~ Defendant by H. A. Chinowith Esqr his attorney, a rule is granted him herein against Thomas Marshall the clerk of the District court of Jackson County returnable forthwith to shew cause if any he can why an attachment shall not issue against him for a Contempt offered this court in having failed to file with the clerk of this court the Transcript of the record and proceedings had in this Cause in the said District court of Jackson County agreeably to the Command of the writ of Error which issued from this court and to him directed. —

James Johnston Plff in Error } Writ of Error to the Judgment
against } of the District court of
John J. Tomlinson Deft in Error } Jackson county —

On Motion of the ~~plaintiff in Error~~ Deft in Error by H. A. Chinowith Esqr his attorney, a rule is granted him herein against Thomas Marshall the clerk of the District Court of Jackson County returnable forthwith to shew cause if any he can why an attachment shall not issue against him for a contempt offered this Court in having failed to file with the clerk of this court the Transcript of the record and proceedings had in this cause in the said District court of Jackson County agreeably to the Command of the writ of Error which issued from this court and to him directed. —

1st It is ordered by the Court, that the clerk of this court procure a blank Book to be used as a Motion Book, and that all Motions be entered therein and signed by Counsel —
2nd That no further notice of such Motions shall be required and the same shall be heard in their order on the morning after they are entered except for good cause shown. —

Messrs George May, Henry B. Hendershot and Theadore S. Parvin severally took the oath to support the Constitution of this State and also the oath of attorney and Counsellors at Law and Solicitors in Chancery, and are admitted to practice as such in this Court. —

William Berard Plff in Error } Writ of Error to the Judgment
against } of the District Court
E. B. Scott Deft in Error } of Lewis county —

On Motion of the plaintiff in Error by his Attorney, ~~[redacted]~~ It is ordered by the court that he have until Friday Morning to file his assignment of Errors —

Isaac Y. Shuck — Plff in Error — Writ of Error to the Judgment of the District Court of Louisa County.
against
Alpheus Wright — Deft in Error

This day came the parties aforesaid by their Attorneys and thereupon the Deft in Error moved the court to affirm the Judgment of the court below for reasons on file, which being heard by the Court was overruled &c.

Mitchell D. Wright — Plff in Error — Writ of Error to the Judgment of the District Court of Lee County.
against
Marshl. Lee and Delevan — Defts in Error

This day came the parties aforesaid by their Attorneys and by their Mutual Consent, It is ordered by the Court that the plaintiff in Error have further time given him to file his assignment of Errors herein —

Annis Doolittle — Plff in Error — Writ of Error to the Judgment of the District ~~of~~ Court of Des Moines County —
against
John V. Shelton — Deft in Error

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in Error moved the court to quash the writ of Error in this cause for reasons on file, which motion being argued, and the Court not being sufficiently advised of and concerning the same, took time to consider of the same. —

David A. Layman — Plff in Error — Writ of Error to the Judgment of the District Court of Lee County. &c.
against
Jedediah B. Reynolds — Deft in Error

On motion of the Defendant in Error by his Attorney and it appearing to the satisfaction of the Court that the plaintiff in Error has failed to file an assignment of Errors herein, It is therefore considered by the Court that the judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in Error recover of the plaintiff in Error the Costs herein expended in this Court and that Execution issue for the same. —

Dennis Dorgan — Complt — In Chancery. On appeal from the decree of the District Court of Dubuque County
against
John Blake — Defendant

On motion of the Deft further time is given him to file his assignment of Errors herein —

Alvin Allen — Plff in Error — Writ of Error to the Judgment of the District Court of Des Moines County —
against
Samuel Dunham — Deft in Error

This day this cause came on for hearing, and the Court not having time to hear the arguments of Counsel the same is continued until to morrow morning. &

Ordered that Court adjourn until tomorrow Morning 9 o'clock

Jos Williams
Chf Justice
J H Kinney
Geo. Greene

Thursday Morning January 6. 1848 Court met pursuant to adjournment

Present the Honorable
Joseph Williams Chief Justice
John F. Kinney } Associate
George Greene } Justices

D. F. Mahony Esqr having taken the oath to support the Constitution of the United States and the Constitution of this State, and the oath of an Attorney and Counsellor at law and Solicitor in Chancery, he is admitted to practice as such in this Court. —

James Candill — Plff in Error } writ of Error to the Judgment of the District Court of
against
Elihu M. Sharp — Defdt in Error } Henry County. —

This day this cause came on for further Hearing, and the Court being now sufficiently advised in the premises. It appears to the court that there is no error in the rendition of the Judgment of the Court below, It is therefore considered by the court that the Judgment of the court below be affirmed, and that a mit of procedendo issue to the court below accordingly, and it is further Considered by the court that the Defendants in Error recover of the plaintiff in Error the costs herein expended in this court, and that execution issue for the same. —

Lucie Doolittle — Plff in Error } writ of Error to the Judgment of the District Court of
against
John D. Shelton — Defdt in Error } Des moines County. —

The court being now sufficiently advised of and Concerning the Defts Motion to quash the writ of Error in this Cause, Do order that said Motion be overruled —

William Lamb — Complt } In Chancery, An appeal from the District Court of Jefferson
against
Edward Reynolds and Adam Miller, Defts } County —

The Court being now sufficiently advised of and concerning the Defdt Miller's petition for a Rehearing of this Cause, Do order that said petition be overruled, and that the mit of procedendo heretofore awarded in this Cause do now issue. —

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Alvin Allen Pff in Error } Writ of Error to the Judgment of the District Court of Des Moines County
against
Samuel Dunham Deft in Error }

This day this cause came on for further hearing and the Court having heard the argument of Counsel on both sides, and not being sufficiently advised in the premises took time to Consider thereof.

Garrett V. Powers Pff in Error } Writ of Error to the Judgment of the District Court of Des Moines County
against
Samuel Bridges Deft in Error }

This cause now coming on for hearing, and the court not being sufficiently advised in the premises took time to consider of the same.

Samuel L. Howe Pff in Error } Writ of Error to the Judgment of the District Court of Henry County
against
James M. Walters and Truman Shinn Defts in Error }

By Consent of parties, It is ordered that this cause be Continued until the next term of this Court.

Williams Oneal Et al Pffs in Error } Writ of Error to the Judgment of the District Court of ~~Henry~~ Des Moines County.
against
Jesse B. Webber admr. of Absalom Leffler deceased } Deft in Error

By Consent of parties, It is ordered that this cause be continued until the next term of this Court.

William G. Walker Pff in Error } Writ of Error to the Judgment of the District Court of Lee County
against
Michael Sellars Defts in Error }

This day came Lewis R. Reives Esqr. Attorney for the plaintiff in Error and filed his affidavit herein, and on his motion, it is ordered that this cause be docketted, and on his further motion a rule is granted him herein against R. M. Albright the clerk of the District Court of Lee County returnable forthwith to shew cause if any he can why an attachment shall not issue against him, for a Contempt offered this court in not having filed with the clerk of this Court the Transcript of the record and proceedings had in the District Court of Lee County between the parties, as required by law, and the Command of the Writ of Error sued out from this court in this cause and to him directed.

Ordered that Court adjourn until tomorrow morning 9 o'clock.

J. G. Gilliam
Clerk
J. Kinnaly
Geo. Greene

January Term 1848

Friday Morning January 7. 1848 Court

Court met Pursuant to adjournment

Present the Honorable

Joseph Williams, Chief Justice
John F. Kinney, Associate
George Greene, Justices

William Beard
against
E. B. Scott

Plff in Error, Writ of Error to the Judgment of the District Court of
Deft in Error, Louisa County.

This day came the Parties aforesaid by their Attorneys and thereupon the Defendant moved the Court to affirm the Judgment of the Court below, for reasons on file, which motion being argued and the court not being sufficiently advised in the premises took time to consider of the same.—

James Evans Et. al.
against
Lyman E. Johnson

Plffs in Error, Writ of Error to the Judgment of the District Court of
Deft in Error, Lee County.

This day came the Defendant in Error by his Attorney, and thereupon the said Defendant in Error moved the Court to affirm the Judgment of the court below for reasons on file, which motion having been heard by the court, and the court being now sufficiently advised of the same, do order that said Motion be sustained, It is therefore considered by the court that the Judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly and it is further considered by the court that the Defendant in Error recover of the plaintiffs in Error the costs herein expended in this Court, and that execution issue therefor.—

Richard R. Howard
against
Absalom Dollarhide Et al.

Compltt, In Chancery, An appeal from the Decree of the District Defts in Error, Court of Louisa County.

This day came the parties aforesaid by their Solicitors and thereupon the Defendants moved the court to open up the Judgment of affirmance of the Decree of the Court below, for reasons on file, which motion being heard and the court not being sufficiently advised of the same took time to consider of the same.—

S. M. Powers
against
J. C. Ainsworth & Co.

Plff in Error, Writ of Error to the Judgment of the District Court of
Defts in Error, Lee County.

This day came the Defendants in Error by their Attorney, and thereupon the said Defendants in Error moved the court to affirm the Judgment of the court below, for reasons on file, which being heard by the court and the court being now sufficiently advised in the premises do order that said Motion be sustained It is therefore considered by the court that the Judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly

January Term 1848. — and that the Deft in Error do file the Copies herein ordered of said pff in Error

Bennett Warren — Pff in Error } Writ of Error to the Judgment of the District Court of Clinton County.
against
The State of Iowa — Deft in Error }

This day this cause came on for hearing and the Court having heard the arguments of Counsel on both sides, and not being sufficiently advised in the premises, took time to consider of the same. —

John L. Webb Et. al. — Pff in Error } Writ of Error to the Judgment of the District Court of Dessmoines County. —
against
Philip Mauro — Deft in Error }

This day this cause came on for hearing, and the Court not having time to hear the arguments of Counsel on both sides do Order that ~~that~~ this cause be continued until ~~the~~ morrow morning —

Ordered that Court adjourn until tomorrow morning 9 Oclock. —

J. Williams
Chf Justice

J. T. Rorer
Geo. Greene.

Saturday Morning Janry. 8. 1848 Court met Pursuant to adjournment
Present the Honorable
Joseph Williams, Chief Justice
John L. Kinney } Associate
George Greene } Justices

William Bevard — Pff in Error } Writ of Error to the Judgment of the District Court of Louisa County. —
against
E. B. Isett — Deft in Error }

This day came the parties aforesaid by their Attorneys and thereupon the plaintiff in Error moved the Court to dismiss the writ of Error herein without prejudice for reasons on file, which motion being argued and the Court not being sufficiently advised of the same took time to consider thereof. —

Thomas H. Curts — Pff in Error } Writ of Error to the Judgment of the District Court of Lee County. —
against
Robt B. Hughes & Co. — Deft in Error }

On motion of the Defts in Error by their Attorney, a rule is granted them herein against the plaintiff in Error ~~to sh~~ returnable on Monday morning next to shew cause if any he can why the judgment of the Court below shall not be affirmed for the reason that notice was not given of the issuing out of the writ of Error herein as required by law. —

January Term 1848

Perry Wilson &c. Plff in Error } Writ of Error to the Judgment
against } of the District court of
William G. Albright Deft in Error } Lee County. —

By Consent of the parties by their Attorneys, It is ordered by the Court that this cause be continued until the next term of this Court. —

Messrs Norman W. Isbell and David F. Palmer Esqrs having taken the oath to support the Constitution of the United States, and the Constitution of this State, and also the oath of Counsellors and attorneys at Law and Solicitors in Chancery, they are severally admitted to practice in this court as Counsellors and Attorneys at law and Solicitors in Chancery. —

Walter Terrell Plff in Error } Writ of Error to the Judgment
against } of the District court of
Samuel Simpson Deft in Error } Johnson County. —

This Cause this day came on for further hearing and the Court being now sufficiently advised in the premises it appears to them that there is no error in the rendition of the Judgment of the Court below, It is therefore considered by the court that the Judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly and it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court and that execution issue for the same. —

Bennett Warren Plff in Error } Writ of Error to the Judgment
against } of the District court of
The State of Iowa Deft in Error } Clinton County. —

This Cause this day now coming on for further hearing and the court being now sufficiently advised of and concerning the premises, it appears to them that there is Error in the rendition of the Judgment in the Court below — It is therefore considered by the Court that the Judgment of the Court below, be reversed and set aside, and that a writ of procedendo issue to the court below, and that ~~further~~ proceedings be had in the Court below not inconsistent with the opinion of this court — And it is further ordered by the Court that the said Bennett Warren be and appear before the District court of Clinton County on the first day of the next term of said court to answer unto the said Indictment and not depart therefrom without leave of the said District Court. —

Richard R. Howard Compt } In Chancery, An appeal from
against } the District Court of Louisa
Absalom Dollarhide Etal Defts } County. —

The Court being now sufficiently advised of and Concerning the Defendants motion to open up the ~~order~~ Judgment of this Court affirming the decree of the court below, do order that said mo

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tion be sustained, It is therefore considered by the Court that the judgment rendered in this cause affirming the ~~judgment~~ Decree of the Court below be setaside, and that this cause be set down for hearing — and thereupon the Defendants produced here in open Court Depositions sealed, directed to the clerk of this Court, and moved the court that they be opened and filed to which David Rorer Esqr. Solicitor for the Complainant, objected — which objection was overruled by the court, It is therefore ordered by the Court the clerk open and file the said Depositions —

John F. Webb Et al. against Philip Mauro — Pffs in Error, Dft in Error — Writ of Error to the Judgment of the District Court of Des moines County —

This cause this day came on for further hearing and the Court not having time to hear the arguments of Counsel on both sides, it is ordered that this cause be continued until monday morning next —

Ordered that Court adjourn until Monday morning next 9 oclock. A.M.

Wm Williams
C.J. Presiding.
J. F. Kinney
Geo. Greene } Judges

Monday Morning January 10th 1848 Court met pursuant to adjournment

Present the Honorables
Joseph Williams, Chief Justice
John F. Kinney } Associate
George Greene } Justices

Dennis Morgan against John Blake — Compt; Dft — In Chancery, An appeal from a Decree of the District Court of Dubuque County —

This day came the parties aforesaid by their Attorneys, and thereupon the said Defendant moved the Court for a certiorari to issue from this Court to the clerk of the Court below to perfect the record filed herein, for reasons on file, which motion being argued, and the Court not being sufficiently advised in the premises took time to consider of the same —

Daniel Mize against James H. Mize — Pff in Error, Deft in Error — Writ of Error to the Judgment of the District Court of Lee County —

On motion of the Defendant in Error a rule is granted him herein against the plaintiff in Error to shew cause if any he can, ~~on~~ or before the calling of this cause for hearing, Why

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the Judgment of the court below shall not be affirmed, for reasons on file, —

Mary Painter, Plff in Error, } Writ of Error to the Judgment
against } of the District Court of
William Weatherford, Deft in Error, } Mahaska county. —

This cause now coming on for further hearing and the Court being now sufficiently advised of and concerning the premises, it appears to them that there is error in the rendition of the Judgment of the court below. It is therefore considered by the Court that the Judgment of the court below be reversed and setaside and that further proceedings be had in the court below not inconsistent with the opinion of this court, and that a writ of procedendo issue directed to the court below accordingly — and it is further considered by the court that the plaintiff in Error recover of the Defendant in Error the costs herein expended in this Court. —

On Motion — Prior, having taken the oath to honestly demean himself as an attorney and Counsellor at law, and Solicitor in Chancery, and to support the Constitution of the United States, and the Constitution of this State, It was therefore ordered that he, be admitted to practice in this court as a Counsellor and attorney at law and Solicitor in Chancery —

George W. Markle, Plff in Error, } Writ of Error to the Judgment
against } of the District Court of
Edwin Manning Et al, Defts in Error, } Jefferson County. —

This day came the plaintiff by his Attorney, and on his motion, It is ordered by the court that the writ of Error herein be dismissed without prejudice, It is therefore considered by the Court that the Defendants in Error recover of the plaintiff in Error the costs herein expended in this court. —

Jacob Huner Et al, Plffs in Error, } Writ of Error to the Judgment
against } of the District Court of
Joseph P. Reves, Deft in Error, } Lee county —

This day came the plaintiffs in Error by their Attorney, and suggested the death of the Defendant in Error, — and on motion of the plaintiffs in error, it is ordered by the court that this cause be continued until the next term of this court. —

Asbury B. Porter Et al, Plffs in Error, } Writ of Error to the Judgment
against } of the District Court of
William Garrett & Co. Defts in Error, } Henry County —

It is ordered by the Court that this Cause be Continued until the next term of this court. —

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Wm H. R. Thomas Et. al. Plffs in Error } Writ of Error to the
against } Judgment of the District
Edward B. Isett Deft in Error } Court of Louisa County.

This cause now coming on for hearing and the Court not having time to hear all the arguments of Counsel on both sides, order that this cause be continued until tomorrow Morning. ⁊

Ordered that Court adjourn until tomorrow Morning 9 o'clock. ⁊

O. H. Kinney } Associate
Geo Greene } Judges

Tuesday Morning January 11th 1848 Court met pursuant to adjournment

Present the Honorable
Joseph Williams Chief Justice
John F. Kinney } Associate
George Greene } Justices

William Bevards Plff in Error } Writ of Error to the Judgment
against } of the District Court of
E. B. Isett Deft in Error } Louisa County —

The Court being now sufficiently advised of and concerning the Defendants in Error Motion to affirm the Judgment of the Court below, do order that said motion be sustained, It is therefore Considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly, and that the Defendant in Error recover of the plaintiff in Error the sum of Four Dollars and forty cents the same being two per cent damages on the amount of the Judgment of the Court below together with the Costs herein expended in this Court. —

Dennis Dorgan Compl't } In Chancery, An appeal from a
against } Decree of the District Court of
John Blake Deft } Dubuque County. —

This day came the Compl't by his Solicitor and moved the Court to dismiss the appeal herein, and affirm the Decree of the District Court, for reasons on file, which motion being argued, and the Court not being sufficiently advised of and concerning the same took time to consider thereof. ⁊

J. M. Stockwell & Co. Et al Plffs in Error } Writ of Error to the Judg-
against } ment of the District Court
John C. David Deft in Errors } of Des moines County ⁊

This day came the parties aforesaid by their Attorneys and thereupon the Defendants in Error moved the Court to dismiss the writ of error herein for reasons on file which motion

being argued, and the Court not being sufficiently advised of the same, took time to consider of the same.—

Elijah M. Bissell against Lee & Brewster — Plff in Error, Writ of Error to the Judgment of the District Court of Dubuque County. — Defts in Error

This day came the parties aforesaid by their Attorneys and thereupon the Defendants in Error moved the Court to dismiss the Writ of Error herein for reasons on file — which motion being heard by the Court and the Court being now sufficiently advised in the premises do order that said motion be sustained. It is therefore considered by the Court that the Writ of Error herein be dismissed and that a procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendants in Error recover of the plaintiff in Error the costs herein expended in this Court.—

Wm H. R. Thomas Et al against Edward B. Isett — Plffs in Error, Writ of Error to the Judgment of the District Court of Louisa County. — Deft in Error

This cause this day now coming on for hearing and the Court not having time to hear all the arguments of Counsel on both sides It is ordered that this cause be continued until tomorrow morning.—

Ordered that Court adjourn until tomorrow morning 9 o'clock

J. F. Kinney, Associate Judges
Geo. Greene

Wednesday morning, January 12th 1848 Court met pursuant to adjournment

Present the Honorable
Joseph Williams Chief Justice
John F. Kinney, Associate Justice
George Greene

The State of Iowa on relation of Lewis A. Thomas District Attorney — Plff in Error, Writ of Error to the Judgment of the District Court of Jackson County. — against — The Board of Commissioners of Jackson County — Deft in Error

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in error moved the Court to dismiss the Writ of Error herein for reasons on file, which motion being heard by the Court and they not being sufficiently advised in the premises took time to consider of the same.—

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The United States } Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Joseph McDouglas— } Defts in Error } Dubuque County—

This day came the parties by their Attorneys, and thereupon the Defendant in Error moves the Court to dismiss the writ of Error herein for reasons on file which motion being argued and the Court not being sufficiently advised in the premises, took time to consider of the same.—

Benjamin Benson Et. al. } Plff in Error } Writ of Error to the Judgment
against } of the District Court of
James Camerons adms. } Defts in Error } Demoines County.—

This day came the parties aforesaid by their Attorneys, and thereupon the Defendant in Error moves the Court to ~~dismiss the writ of Error~~ strike this cause from the Docket for reason on file, which motion being argued and the Court being now sufficiently advised in the premises, do order that said motion be overruled.—

John J. Tomlinson } Plff in Error } Writ of Error to the Decree
against } of the District Court of
John L. Williams } Defts in Error } Jackson County.—

On motion of the plaintiff in Error, It is ordered by the Court that he have until Friday Morning next to file his assignment of errors herein.—

John J. Tomlinson } Plff in Error } Writ of Error to the Decree
against } of the District Court of
James Hunstan } Defts in Error } Jackson County.—

On motion of the plaintiff in Error, It is ordered by the Court that he have until Friday Morning next to file his assignment of Errors herein.—

On Motion — Clark Windrow having first taken the oath to honestly demean himself as a Counsellor and Attorney at law and Solicitor in Chancery, and to support the Constitution of the United States and ~~of~~ this Constitution of this State, It is therefore ordered that he the said Clark Windrow be admitted as an Attorney & Counsellor at law and Solicitor in Chancery of this Court.—

John Lewis } Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Samuel H. Parker } Defts in Error } Linn County.—

This day came the parties aforesaid by their Attorneys and thereupon the Defts moved the Court to dismiss the writ of error herein and affirm the Judgment of the Court below for reasons on file, which motion being heard by the Court and the Court not being sufficiently advised in the same took time to con=sider thereof.—

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Ephraim T. Lewis Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Benjamin Stephens Deft in Error } Linn County.

On Motion of the Defendant in Error by his Attorney, a rule is granted him herein against the plaintiff in Error to shew cause if any he can on tomorrow morning why the Judgment of the Court below shall not be reversed for reasons on file. —

James Dickinson Et al Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Boswell Berbeck Deft in Error } Linn County.

On Motion of the plaintiff in Error, It is ordered by the Court that this cause be stricken from the Docket, and it is therefore considered by the court that the Defendant in Error recover of the plaintiff in error the costs herein expended in this court. —

Thomas H. Curtis Plff in Error } Writ of Error to the Judgment of
against } the District Court of
Wm B. Hughes & Co. Defts in Error } Lee County.

This day came the parties aforesaid by their Attorneys, and the Plaintiff in Error having failed to shew any sufficient cause why the Judgment of the Court below shall not be affirmed for reasons on file, It is therefore considered by the court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defts in error recover of the plaintiff in error the costs herein expended in this Court.

Wm H. R. Thomas Et al Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Edward B. Isett Deft in Error } Louisa County.

This cause this day came on for further hearing and the Court not having time to hear the arguments of Counsel on both sides, order that this cause be continued until tomorrow Morning. —

Ordered that Court adjourn until tomorrow Morning 9 o'clock.

J. H. Kinney } Special
Geo Greene } Judges

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Thursday Morning January 13. 1848 Court met pursuant to adjournment Present the Honorable Joseph Williams Chief Justice John F. Kinney Associate George Greene } Justices

Dennis Dorgan } Compt } In Chancery, An appeal from the
against } Decree of the District Court of
John Blake } Defd } Dubuque county.

The Court being now sufficiently advised of and Concerning the Complainants motion to dismiss the appeal herein, do order that said motion be sustained, and that unless the said Defendant on tomorrow morning shew cause if any he has why the appeal herein shall not be dismissed, the same will be ordered accordingly — and thereupon by leave of the Court, the Defendant appeared and having shewed sufficient cause why the notice required by law was not given by him, do order that the Complainants motion be overruled.

Elijah M. Bissell } Pff in Error } Writ of Error to the Judgment of
against } the District Court of
Lee and Brewster } Defts in Error } Dubuque County.

The Court being now sufficiently advised of and Concerning the Defendants in Error Motion to affirm the Judgment of the Court below, do order that said Motion be sustained, It is therefore Considered by the Court that the Judgment of the Court below be affirmed — and that a writ of procedendo issue to the Court below accordingly, and that the Defendants in error recover of the plaintiff in error the costs herein expended in this Court.

The State of Iowa on the relation of Lewis A. Thomas Prosg. Attny. } Pff in Error } Writ of Error to the Judgment of the District Court of
against } Jackson County.
The Board of Commissioners of Jackson County } Defts in Error

The Court being now sufficiently advised of and Concerning the Defts in Error motion to dismiss the writ of Error herein for reasons on file, do order that said motion be sustained, It is therefore Considered by the court that the writ of Error herein be dismissed and that a writ of procedendo issue to the the Court below accordingly.

Benjamin Covell } Pff in Error } Writ of Error to the Judgment of the District Court of
against } Mercatine County
Charles Leslie } Deft in Error

This day Came the parties aforesaid by their Attorneys and thereupon the Defendant in Error moved the Court to dismiss the writ of Error herein for reasons on file which motion being heard by the Court and they not being sufficiently advised

in the premises took time to consider of the same.—

J. M. Stockwell & Co. Et al. Plff in Error
against
John S. David Deft in Error } writ of Error to the Dist of the District Court of Decatur County—

The Court being now sufficiently advised of and concerning the Defendants motion to dismiss the writ of Error herein, do order that said motion be sustained, It is therefore considered by the court that the writ of Error herein be dismissed and that the Defendant in error recover of the plaintiff in Error the costs herein expended in this court.—

George Earle Plff in Error
against } writ of Error to the Judgment of the District Court of
Abraham Sett Deft in Error } Cedar County.—

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in error moved the court to dismiss the writ of Error herein for reasons on file, which motion being heard by the court, and the court not being now sufficiently advised in the premises took time to consider of the same.—

John C. Berry Plff in Error
against } writ of Error to the Judgment of the District Court of
Antoine Sclair Deft in Error } Linn County—

On motion of the Deft in error by his Attorney, a rule is granted herein against the plaintiff in error returnable on tomorrow morning to shew cause if any he can why the Judgment of the court below shall not be affirmed for reasons on file—

Ephraim S. Lewis Plff in Error
against } writ of Error to the Judgment of the District Court of
Benjamin Stephens Deft in Error } Linn county.—

This day came the parties aforesaid by their Attorneys and the plaintiff in Error having failed to shew any sufficient cause why the Judgment of the court below shall not be affirmed, therefore on motion of said Defendant in error, It is considered by the court that the Judgment _____ of the court below be affirmed, and that a writ of procedendo issue to court below accordingly, and it is further considered by the court that the Deft in error recover of the plaintiff in error the costs herein expended in this court.—

William Young Plff in Error
against } writ of Error to the Judgt of the District Court of
Michael Duggan Deft in Error } Dubuque County.—

The Court being now sufficiently of and concerning the Defts motion to dismiss the writ of error herein, do order that said motion be overruled, and by Consent of parties, It is considered by the court that the Judgment of the Court below [illegible]

that a writ of procedendo issue to the court below accordingly and it is further considered by the court that the Defendant in error recover of the plaintiff in error the costs herein expended in this court.—

Wm H. R. Thomas Et al against Edward B. Isett — Pffs in Error, Deft in Error — Writ of Error to the Judgment of the District Court of Louisa County.—

This day this cause came on for further hearing and the court having heard the arguments of Counsel on both sides, and not being sufficiently advised in the premises, took the same under advisement.—

On motion— Delazon Smith having first taken the oath to honestly demean himself in the practice of law as a Counsellor and Attorney and Solicitor in Chancery, and to support the Constitution of the United States and of this State, It is therefore ordered by the court that he the said Delazon Smith be enrolled an Attorney of this Court.—

Hugh T. Reid against James Wright — Pff in Error, Deft in Error — Writ of Error to the Judgment of the District Court of Lee county.—

On motion of the plaintiff in Error, It is ordered by the Court that the Writ of Error herein be dismissed without prejudice, It is therefore Considered by the court that the Defendant in error recover of the plaintiff in error the Costs herein expended in this Court— And on the further motion of the plaintiff in Error leave is granted him to withdraw the papers in this Cause:—

Daniel Wise against James H. Wise — Pff in Error, Deft in Error — Writ of Error to the Judgment of the District Court of Lee County.—

This day came the parties aforesaid by their Attorneys and thereupon on motion of the Defendant in error, and the plaintiff in Error having failed to shew any sufficient cause why the judgment of the court below shall not be affirmed It is considered by the court that the Judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant in error, recover of the plaintiff in error the costs herein expended in this court.—

John Breswell against Wm Tyson Et al — Pff in Error, Defts in Error — Writ of Error to the Judgment of the District Court of Louisa County.—

On motion of the Defts in Error by their Attorney, and it appearing to the satisfaction of the court that the said plaintiff in error has failed to prosecute this cause in this court, It is

therefore Considered by the court that the Judgment of the court below be affirmed — and that a writ of procedendo issue to the Court below accordingly, And it is further Considered by the Court that the Defendants in Error recover of the Plaintiffs in error the sum of Three Dollars & thirty nine cents being two per cent damages on the amount of the Judgment of the court below, and also the costs herein expended in this Court. —

The President, Directors & Co. of the Miners Bank of Dubuque against The United States on relation of District prosecuting Attorney } Pff in Error / Deft in Error } Writ of Error to the Judgment of the District Court of Dubuque county. —

On motion of the plaintiff in error by his Attorney, It is ordered by the court that the Writ of Error herein be dismissed without prejudice — It is therefore considered by the court that the Defendant in error recover of the plaintiff in error the costs herein expended in this court, and on the further motion of the plaintiff in error leave is given them to withdraw the papers in this cause. —

Esaw M. Franks against The united States } Pff in Error / Deft in Error } Writ of Error to the Judgment of the District Court of Dubuque county —

Samuel Prentis against William C. Stoddard } Pff in Error / Deft in Error } Writ of Error to the Judgment of the District court of Dubuque county.

John Heddenger against John Silsbee } Pff in Error / Deft in Error } Writ of Error to the ~~Distric~~ Judgment of the District Court of Jackson county —

Jesse Mooring against George W. Cummins } Pff in Error / Deft in Error } Writ of Error to the Judgment of the District court of Dubuque county. —

John A. Kennedy against Owen Sweeny } Pff in Error / Deft in Error } Writ of Error to the Judgment of the District Court of Dubuque county. —

Bernard McPoland Et al against Thomas Fitzpatrick } Pff in Error / Deft in Error } Writ of Error to the Judgment of the District Court of Dubuque county —

By Consent of the Attorneys in the six above causes It is ordered by the court that they be continued until the next term of this court, and that the Attorneys have leave to withdraw the papers and that they be heard in the Supreme Court in the Second Judicial District to be holden in Dubuque and that final Judgment be entered in this Court. —

William A. Warren, Plff in Error; Writ of Error to the Judgment of the District Court of Jackson County —
against
Andrew Hampton. Deft in Error

On motion of the Defendant in Error by his Attorney, It is ordered by the Court that the Writ of Error herein be dismissed and that a Writ of Procedendo issue to the Court below accordingly It is further Considered by the Court that the Defendant in Error recover of the plaintiff in error the costs herein expended in this Court. ++

Konogo, an Indian, Plff in Error; Writ of Error to the Judgment of the District Court of Dubuque County —
against
The United States Deft in Error

On Motion of the Defts in Error by their Attorney, It is ordered by the Court that the Writ of Error herein be dismissed —

John Shaw, Plff in Error; Writ of Error to the Judgment of the District Court of Jackson County. ++
against
Charles Gorden Deft in Error

Patton McMullen Et al, Plff in Error; Writ of Error to the Judgment of the District Court of Clayton County. .
against
D. A. McKenzie Deft in Error

By agreement of the attorneys in the two above Causes, It ordered by the Court that they be Continued until the next term of this Court, and that the Attorneys have leave to withdraw the papers, and that the same be heard in the Supreme court at it next term in the 2nd Judicial District in Dubuque, and that finial judgment be rendered here. —

Joseph Lucas, Plff in Error; Writ of Error to the Judgment of the District Court of Muscatine County —
against
Richard L. Barrett Deft in Error

This day this cause came on for hearing and the court having heard a part of the arguments of Counsel, and not having time to hear the ballance, order that this cause be continued until tomorrow morning ——

Ordered that Court adjourn until tomorrow morning 9 o'clock. J. F. Kinney } Associate
Geo Greene } Judges

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Friday Morning January 14th 1848

Court met pursuant to adjournment

Present the Honorable

Joseph Williams Chief Justice
John S. Kinney, Associate
George Greene 3. Justices

John J. Tomlinson — Plff in Error
against
John L. Williams — Deft in Error

} Writ of Error to the Judgment of the District Court of Jackson County.—

This day came the plaintiff in error by his Attorney, and thereupon he moves the court to grant a writ of Certiorari, directed to the clerk of the court below to perfect the transcript filed herein which motion being heard by the Court and the Court not being now sufficiently advised of the said motion took time to consider thereof.—

John J. Tomlinson — Plff in Error
against
James Tomlinson — Deft in Error

} Writ of Error to the Judgment of the District Court of Jackson county.—

This day came the parties aforesaid by their Attorneys and thereupon the said plaintiff in Error moved the Court to grant a writ of Certiorari, directed to the clerk of the court below to perfect the transcript filed herein, which motion being heard by the court and the court not being now sufficiently advised of the said motion, took time to consider thereof.—

Timothy J. Newton — Plff in Error
against
Dennis Flood — Deft in Error

} Writ of Error to the Judgment of the District Court of Muscatine county.—

This day this cause came ~~on~~ to be heard and by consent of the Attorneys this cause is submitted to the court for their advisement.

Dennis Floods — Plff in Error
against
Jacob Davis — Deft in Error

} Writ of Error to the Judgment of the District Court of Muscatine County.—

This day this cause came on to be heard and by consent of the Attorneys this cause is submitted to the court for their advisement.—

John C. Berry — Plff in Error
against
Antoine Leclaire — Deft in Error

} Writ of Error to the Judgment of the District Court of Scott County.—

This day came the parties aforesaid by their Attorneys and the plaintiff in Error having failed to shew any sufficient cause why the judgment of the court below shall not be affirmed, it is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the court that the Deft in Error recover of the plaintiff in Error the sum

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one Dollar and ninety four cents being two per cent on the amount of the Judgment of the court below, and also the costs herein expended in this court. —

George Earle, Plff in Error } Writ of Error to the Judgment of the District court of Cedar county. —
against
Abraham. Sett, Deft in Error }

The court being now sufficiently advised of and concerning the Defendants motion to dismiss the writ of Error herein, and the plaintiff in error having failed to shew any sufficient cause why the writ of error shall not be dismissed, It is therefore considered by the court that the writ of error herein be dismissed and that a writ of procedendo issue to the court below accordingly and that the Deft in Error recover of the plaintiff in error the costs herein expended — and on motion of the plaintiff in error leave is given him to withdraw the transcript filed in this cause. —

Daniel T Newcomb, Plff in Error } Writ of Error to the Judgment of the District Court of Muscatine County. —
against
Hugh Porter, Deft in Error }

On motion of the plaintiff in Error, it is ordered by the court that a writ of Certiorari issue in this cause directed to the Clerk of the District court of Muscatine county, requiring him to certify and send to this court on or before the first day of the next term of this court a more full, true and complete transcript of the record and proceedings had in this cause in the court below, and it is further ordered that this cause be continued until the next term of this court. —

John Lewis, Plff in Error } Writ of Error to the Judgment of the District court of Linn County. —
against
Samuel K. Parker, Deft in Error }

The court being now sufficiently advised of and concerning the Defts in Error motion to affirm the Judgment of the court below and the said plaintiff in Error having failed to shew any sufficient cause — It is therefore considered by the court that the Judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and that the Defendant in error recover of the plaintiff in error the Costs herein expended in this court. —

Benjamin Covell, Plff in Error } Writ of Error to the Judgment of the District court of Muscatine county. —
against
Charles Leslie, Deft in Error }

The court being now sufficiently advised of and concerning the Defts in error motion to dismiss the writ of error herein, do order that said motion be sustained — It is therefore considered by the Court that the ~~Judgment of the Court below be affirmed~~ writ of error herein be dismissed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Deft in error recover of

the plaintiff in error the costs herein expended in this court.—

Peter Grof
against
Gales & Seaton

Plff in Error
Defts in Error

writ of Error to the Judgment of the District Court of Des moines County.—

On motion of the plaintiff in error by his Attorney. It is ordered by the Court that the writ of error herein be dismissed without prejudice, It is therefore considered by the Court that the Defendants in error recover of the plaintiff in error the costs herein expended in this Court— and that a writ of procedendo issue to the Court below according to law.—

Benjamin Benoon Et al
against
James Cameron & wife

Plff in Error
Defts in Error

writ of Error to the Judgment of the District Court of Des moines County—

By Consent of parties, the writ of Error herein is withdrawn It is therefore considered by the Court that the Defendant in error recover of the plaintiffs in error the costs herein expended in this Court.— and leave given plffs in error to withdraw the papers filed in this cause—

Garrett M. Powers
against
Samuel Bridges

Plff in Error
Defts in Error

writ of Error to the Judgment of the District Court of Des moines County.—

By Consent of parties. the writ of error herein is withdrawn— It is therefore considered by the court that the Defendant in error recover of the plaintiff in error the costs herein expended in this court— and on motion of the plff in error leave is given him to withdraw the papers filed in this cause.—

Asbury B. Porter
against
Meshack Seigler

Plff in Error
Defts in Error

writ of error to the Judgment of the District Court of Henry County.—

By Consent of parties, the writ of error herein is withdrawn It is therefore considered by the court that the Defendant in error recover of the plaintiff in error the costs herein expended in this court— & leave given plff to withdraw the papers filed in this cause.—

Ansi Doolittle et al
against
Bridgman & Partridge

Plff in Error
Defts in Error

writ of error to the Judgment of the District court of Des moines County—

By Consent of parties, the writ of error herein is withdrawn It is therefore considered by the court that the Defendants in error recover of the plaintiff in error the costs herein expended in this Court— & leave is given the plffs to withdraw the papers filed in this cause

Ansi Doolittle
against
John T. Shelton

Plff in error
Deft in Error

writ of Error to the Judgment of the District Court of Des moines County—

By Consent of parties, the writ of error herein is withdrawn It is therefore considered by the court that the Defendant in error recover of the plff in error the costs herein expended in this court, and le-

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the plaintiff in error to withdraw the papers in this cause.—

Robert M. Patterson, Plff in Error, against James R. Barlsock, Deft in Error } Writ of Error to the Judgment of the District Court of Des Moines County.—

By Consent of parties, the Writ of Error herein is withdrawn It is therefore considered by the court that the Defendant in error recover of the plaintiff in error the costs herein expended in this Court and leave is given the Plff in error to withdraw the papers filed in this cause

James L. McClusky, Plff in Error, against Isaac Divine Admr of William Reiling deceased, Deft in Error } Writ of Error to the Judgt of the Districts Court of Des moines County.—

By Consent of parties, the writ of Error herein is withdrawn It is therefore Considered by the Court that the Defendant in error recover of the plaintiff in error the ~~sum of~~ Costs herein expended in this Court, and leave is given Plff in error to withdraw the papers filed in this cause —.

William Oneal Et al, Plff in Error, against Jesse B. Webber admr of Absalom Leffler deceased, Deft in Error } Writ of Error to the Judgment of the District Court of Des moines County.—

By Consent of parties, the writ of Error herein is withdrawn It is therefore Considered by the court that the Defendant in error recover of the plaintiff in error the Costs herein expended in this Court, and leave given Plff in error to withdraw the papers filed in this cause —

Ebenezer C. Eddy Et al, Plff in Error, against Robert Wilson Et al, Defts in Error } Writ of Error to the Judgment of the District Court of Henry County.—

By Consent of parties, the Writ of Error herein is withdrawn It is therefore considered by the court that the Defendant in error recover of the plaintiff in error the costs herein expended in this Court, and leave given parties to withdraw the papers filed in this Cause.—

John W. Patterson, Plff in Error, against John S. David, Deft in Error } Writ of Error to the Judgment of the District Court of Des moines county.—

By Consent of parties, the writ of Error herein is withdrawn It is therefore considered by the Court that the Defendant in error recover of the plaintiff in error the costs herein expended in this Court, and leave given the parties to withdraw the papers filed in this Cause.—

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Henry B. Notson — Plff in Error — Writ of Error to the Judgment of the District Court of Des moines County.
against
Richard F. Barrett — Defft in Error

By Consent of parties, the writ of Error herein is withdrawn It is Therefore Considered by the Court that the Defendant in error recover of the plaintiff in error the Costs herein expended in this Court, and leave is given the parties to withdraw the papers filed in this cause. —

James M. Woods Et al — Plffs in Error — Writ of Error to the Judgment of the District Court of Des moines County —
against
David J. Sales — Defft in Error

By Consent of parties, the writ of error herein is withdrawn It is therefore considered by the court that the Defendant in error recover of the plaintiffs in error the costs herein expended in this court, and leave is given the parties to withdraw the papers filed in this cause. —

James Hemphill — Plff in Error — Writ of Error to the Judgment of the District court of Des moines county —
against
John Salladay — Defft in Error

By Consent of parties, the writ of error herein is withdrawn ~~It~~ is therefore considered by the court that the ~~writ of E~~ Defft in error recover of the plaintiff in error the costs herein expended in this Court, and leave is given the parties to withdraw the papers filed in this cause. —

Asbury B. Porter Et al — Plffs in Error — Writ of Error to the Judgment of the District Court of Henry County
against
Williams Garrett & Co. — Defts in Error

By Consent of the parties, the writ of Error herein is withdrawn It is therefore considered by the court that the Defts in error recover of the Plffs in error the Costs herein expended in this court, and leave is given the parties to withdraw the papers filed in this cause —

Barton T. David — Plff in Error — Writ of Error to the Judgment of the District Court of Des moines county. —
against
M. Conrad & Co. — Defts in Error

By Consent of the parties, the writ of error herein is withdrawn It is therefore considered by the court that the Defts in error recover of the Plff in error the costs herein expended in this court — and leave is given the parties to withdraw the papers filed in this cause. —

Abner Martin — Plff in Error — Writ of Error to the Judgment of the District Court of Des moines county
against
Isaac Leffler agent for Peter Vanbergen — Defft in Error

By Consent of parties, the writ of Error herein is withdrawn, It is therefore considered by the court that the Defendant in error

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of the plaintiff in error the costs herein expended in this Court, and leave is given the parties to withdraw the papers filed in this Cause

Azariah Gregg, Plff in Error; against; Hugh McCulloch for the use of Andrew Snyder, Deft in Error } Writ of Error to the Judgment of the District Court of Desmoines County.

By consent of parties, the writ of error herein is withdrawn, It is therefore considered by the Court that the Defendant in error recover of the Plff in error the costs herein expended in this Court, and leave is given the parties to withdraw the papers filed in this Cause.

J. & O. Bernard, Plffs in Error; against; Barry & Hurst, Defts in Error } Writ of error to the Judgment of the District Court of Desmoines County.

By Consent of parties, the writ of error herein is withdrawn, It is therefore considered by the Court that the Defendant in error recover of the Plff in error the costs herein expended in this Court and leave is given the parties to withdraw the papers filed in this Cause.

Austin & Spicers Et. al., Plffs in Error; against; Francis J. & P. Peasley, Deft. in Error } Writ of Error to the Judgment of the District Court of Desmoines County.

By Consent of parties, the writ of error herein is withdrawn It is therefore considered by the court that the Defendant in error recover of the plaintiff in error the Costs herein expended in this Court, and leave is given the parties to withdraw the papers filed in this Cause.

Isaac & Ralston, Plffs in Error; against; John S. Dunlap, Deft in Error } Writ of Error to the Judgment of the District Court of Desmoines County.

By Consent of parties, the writ of error herein is withdrawn It is therefore considered by the court that the Defendant in error recover of the plffs in error the Costs herein expended in this Court and leave is given the parties to withdraw the papers filed in this Cause.

James M. Woods, Plff in Error; against; George Maines, Deft in Error } Writ of Error to the Judgment of the District Court of Desmoines County.

By Consent of parties, the writ of error herein is withdrawn It is therefore considered by the Court that the Defendant in error recover of the plff in error the Costs herein expended in this Court, and leave is given the parties to withdraw the papers filed in this Cause.

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Wile & Fear
against
Samuel Arnold

Plffs in Error } Writ of Error to the Judgment of the District Court of Des moines County—

By Consent of parties, the writ of Error herein is withdrawn It is therefore considered by the court that the Dfts in Error recover of the plaintiffs in error the costs herein expended in this court— and leave is given the parties to withdraw the papers filed in this cause—

John Roberts
against
Alexander Dinwiddie

Compltt
Deft } In Chancery, An appeal from the Decree of the District Court of Des moines County.—

By Consent of parties, the appeal herein is withdrawn, It is therefore considered by the court that the Compltt recover of the Deft the costs herein expended in this court, and leave is given the parties to withdraw the papers ~~been~~ filed in this Cause.—

James M. Healy
against
Morton Mc. McCarver Et al

Compltt
Defts } In Chancery, An appeal from the Decree of the District Court of Des moines County.—

By Consent of parties, the appeal herein is withdrawn It is therefore considered by the court that the Compltt recover of the Defendants the costs herein expended in this court— and leave is given the parties to withdraw the papers filed in this cause

Lucy Ann Deeds
against
Silas Deeds

Compltt
Deft } In Chancery, An appeal from a Decree of the District Court of Des moines County.—

By Consent of parties, the appeal herein is withdrawn It is therefore considered by the court that the Compltt recover of the Deft the costs herein expended in this court— and leave is given the parties to withdraw the papers filed in this cause—

Jeremiah Smith Jr.
against
Smith Brothers & Co

Compltt
Defts } In Chancery, An appeal from a Decree of the District Court of Des moines County

By Consent of parties, the appeal herein is withdrawn, It is therefore considered by the court that the Dfts recover of the complainant the costs herein expended in this court— and leave is given the parties to withdraw the papers filed in this cause—

James M. Morris adm. &c. heirs
against
William Stewart Adm.

Plffs in Error
Deft in Error } Writ of Error to the Judgment of the District Court of Des moines County.—

By Consent of parties, the appeal herein is ~~dismissed~~ withdrawn It is therefore considered by the court that the Defendant recover of the plffs in error the costs herein expended in this Court, and leave is given the parties to withdraw the papers filed in this Cause.—

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John Neill Compt. } In Chancery, An appeal from
against } the Decree of the District Court of
Henry Neill Deft } Desmoines County. #

By Consent of parties, the appeal herein is withdrawn, It is therefore considered by the Court that the Compt. recover of the Defendant the costs herein expended in this Court & that the parties have leave to withdraw the papers filed in this Cause —

Levi Moffett Et. al. Pffs in Error } writ of Error to the Judgt
against } of the District Court
Peter Brewer Et. al. Defts in Error } of Henry County —

By Consent of parties, the writ of Error herein is withdrawn It is therefore considered by the Court that the Defendants in Error recover of the pffs in error the Costs herein expended in this Court — and leave is given the parties to withdraw the papers filed in this Cause —

Levi Moffett Et. al. Pffs in Error } writ of Error to the Judgment
against } of the District Court of
Peter Brewer Et. al. Defts in Error } Henry County —

By Consent of parties, the writ of Error herein is withdrawn It is therefore considered by the Court that the Defts in error recover of the pffs in error the Costs herein expended in this Court, and that the parties have leave to withdraw the papers filed in this Cause —

Henry Bretney Pffs in Error } writ of Error to the Judgment
against } of the District Court of
Wesley Jones Defts in Error } Henry County. #

By Consent of parties, the writ of Error herein is withdrawn It is therefore considered by the Court that the Defts in error recover of the pffs in error the Costs herein expended in this Court — & leave is given the parties to withdraw the papers filed in this Cause. #

The State of Iowa Pffs } Certiorari — or Habeas Corpus —
against }
Allen Cameron Defts }

This day came the parties by their Attorneys, and thereupon the pffs moved to dismiss the writ for reasons on file argued & ordered by the Court that said motion be sustained & the writ dismissed —

Joseph [redacted] Lucas Compt. } In Chancery, An appeal from
against } the Decree of the District Court
Richard H. Barrett Deft } of Muscatine County. —

This day this cause came on for further hearing and the Court having heard the arguments of Counsel on both sides but not being sufficiently advised in the premises took time to consider of the same —

January Term 1848.—

Ordered that Court adjourn until tomorrow morning 9 o'clock.—

J. F. Kinney Assoc
Geo Greene Judges

(Saturday) Morning January 15th 1848 Court met Pursuant to adjournment

Present the Honorable
Joseph Williams, Chief Justice
John F. Kinney } Associate
George Greene } Justices

Isaac Z. Shuck — Plff in Error
against
Delphens Wright — Deft in Error

} Writ of Error to the Decree of the District Court of Louisa county.—

This day came the parties aforesaid by their Attorneys and thereupon the plff in error moved the Court for a writ of certiorari to issue to the clerk of the Court below, to certify and send up to this Court a more perfect transcript of the record and proceedings had in this cause in the Court below, which motion being heard and the Court not being sufficiently advised of took time to consider of the same— And thereupon the Defendant in error moved the Court to affirm the Decree of the Court below for reasons on file, which motion being heard and the Court not being sufficiently advised of the same took time to consider thereof

John Sparks — Plff in Error
against
Benjamin Covell — Deft in Error

} Writ of Error to the Judgment of the District Court of Muscatine County.—

This day came the parties aforesaid by their Attorneys, and thereupon the Deft in error moved the Court to ~~dismiss~~ affirm the judgment of the Court below for reasons on file— which motion being heard by the Court, and the Court being now sufficiently advised in the premises, do order that said motion be overruled.

Leonard Flatner — Plff in Error
against
Joseph Mofford et al. — Defts in Error

} Writ of Error to the Judgment of the District Court of Linn County.—

This day came the parties aforesaid by their Attorneys and thereupon the Defts moved the Court to affirm the judgment of the Court below for reasons on file, which motion being heard was overruled by the Court— and thereupon the plff in error moved for a writ of certiorari to issue to the clerk of the Court below requiring him to certify and send up to this Court a more full and complete transcript of the record and proceedings had in the Court below, which motion being heard and the Court not being sufficiently advised of the same took time to consider thereof.—

January Term 1848. &c.

John Nolands Plff in error } Writ of Error to the Judgment of the District Court
against
The State of Iowa Defdt in Error } of Muscatine county.

This day came the parties by their Attorneys, and on motion of the plaintiff, It is ordered by the Court that the clerk of this Court, Strike from the transcript filed in this cause all unnecessary papers copied therein and that he retax the costs for said transcript.

George L. Davenport Admr of the Estate of George Davenport dec'd } Plff in Error } Writ of Error to the Judgment of the District Court of Scott county. &c
against
John Wilson Defdt in Error }

Now on this day came the said parties by their Attorneys and by Consent of parties, it is ordered that the Judgment of the District Court in this cause be affirmed, and whereas since the rendition of the Judgment in the Court below the said George Davenport hath departed this life and the said George L. Davenport hath become the Executor of the estate of said George Davenport— It is considered by the Court that said John Wilson have and recover of and from the said George L. Davenport Executor as aforesaid the sum of two thousand five hundred and thirty one Dollars and ninety six cents Damages and also the sum of the amount of the damages, costs and interest in the Court below to be levied of the goods and chattels of the said George Davenport yet remaining in the hands of the said George L. Davenport Executor as aforesaid together with the costs of this Court— But no execution is to issue until the Supreme Court of the United States shall affirm the Judgment of this Court or dismiss the writ of error in the case of John C. Shepard Et al against John Wilson now pending in that Court and a mandate shall be received by the clerk of this Court therefrom.—

Joseph Webster Plff in Error } Writ of Error to the Judgment of the District Court of Lee County. &c
against
Hugh T. Reid Defdt in Error }

On Motion of the Defendant in Error, It is ordered by the Court, that the clerk of this Court retax the costs in this cause and that he include therein the costs which accrued in the Supreme Court of the United States on the dismission of the writ of error by that Court to the Judgment of this Court, as certified by the mandate thereof, and that execution issue therefor. &c

Thomas Hubbard Et al Plff in error } Writ of Error to the Judgment of the District Court of Scott County. &c
against
James Reed Defdt in Error }

This day came the parties aforesaid by their Attorneys and thereupon the Defendant moved the Court to exclude from the Bill of exceptions certain papers, which motion being argued ~~and~~ and the Court not being sufficiently advised in the premises took time to consider thereof.—

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Mitchell D. Might Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Marsh, Lee & Deleran Defts in Error } Lee County.—

By agreement of parties, It is ordered by the court that the writ of error herein be dismissed without prejudice, It is therefore considered by the court that the Defendants in error recover of the plff in error the Costs herein expended in this court, and leave is given the plff in error to withdraw the papers filed in this Cause.—

Joseph Norris Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Samuel Slaughter Deft in Error } Lee county—

By agreement of parties, It is ordered by the court that the writ of Error herein be dismissed without prejudice—It is therefore considered by the court that the Defendant in error recover of the plff in error the costs herein expended in this court—and leave is given the plff in error to withdraw the papers filed in this cause—

James Harding Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Richard Harvey Deft in Error } Lee County.—

By agreement of parties, It is ordered by the court that the writ of Error herein be dismissed without prejudice—It is therefore considered by the court that the Defendant in error recover of the plff in error the costs herein expended in this court—and leave is given the plff in error to withdraw the papers filed in this Cause.—

James L. Estes Plff in Error } Writ of Error to the Judgment
against } of the District Court of
James A. Wise Deft in Error } Lee County—

By agreement of parties, It is ordered by the court that the writ of Error herein be dismissed without prejudice—It is therefore considered by the court that the Defendant in error recover of the plff in error the costs herein expended in this Court and leave is given the plff in error to withdraw the papers filed in this cause—

Peter Rothermel Plff in Error } Writ of Error to the Judgment
against } of the District Court of
The Board of Commissioners of Desmoines County Deft in Error } Desmoines County.—

This cause now coming on for further hearing and the court being now sufficiently advised in the premises, find that there is no error in the rendition of the judgment of the court below—It is therefore considered by the court that the judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly—and that the Deft in error recover of the plff in error the Costs herein expended in this Court—

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Benjamin Cowell — Plff in Error — Writ of Error to the Judgment of the District Court of Muscatine County.
against
Charles Leslie — Dfft in Error

By Consent of parties by their Attorneys, It is Considered by the Court that the Judgment of the court below be affirmed and that a writ of procedendo issue to the Court below accordingly and that the Defendant in error recover of the Plaintiff in error the Costs herein expended in this Court—

John McYoung — Plff in Error — Writ of Error to the Judgment of the District Court of Lee County.
against
Thayer & Bryan Surviving partners &c. — Defts in Error

This day this Cause came on for hearing and the Court not having time to hear the arguments of Counsel on both sides, It is ordered that this Cause be Continued until Monday next.—

Ordered that Court adjourn until tomorrow Morning 9 oclock.—

J. F. Kinney Associate
Geo Greene Judges

Monday Morning January 17th 1848 Court
Met pursuant to adjournment
Present the Honorables
Joseph Williams, Chief Justice
John F. Kinney } Associate
George Greene } Justices

On Motion, William H. Seevers, Norman Eversom and J. M. Casey they having first taken the oath to honestly demean themselves in the practice of law as Counsellors and Attorneys at law and Solicitors in Chancery, and to support the Constitution of the United States and the Constitution of this State, It is therefore that the said Seevers, Eversom and Casey be enrolled as Attorneys and Counsellors at Law and Solicitors in Chancery of this Court.—

John J. Vonlinsow — Plff in Error — Writ of Error to the Judgment of the District Court of Jackson County.
against
John L. Williams — Dft in Error

The Court being now sufficiently advised of and concerning the plffs Motion for a writ of Certiorari to issue, do order that said motion be sustained, It is ~~ordered~~ therefore ordered by the Court that a writ of Certiorari issue directed to the Clerk of the District Court of Jackson County requiring him to certify and send up to this at the next term thereof to be holden in Dubuque, a more full true and Complete Transcript of the record and proceedings had in the Court below. and this Cause is Continued.—

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John J. Tomlinson, Plff in Error; against James Thurston, Deft in Error; Writ of Error to the Decree of the District Court of Jackson County.

The Court being now sufficiently advised of and concerning the pltffs motion for a writ of certiorari to issue, do order that said motion be sustained, It is therefore ordered by the court that a writ of Certiorari issue to the clerk of the District court of Jackson county requiring him to certify and send up to this court at its next term thereof to be held in Dubuque, a more full, true and complete transcript of the record and proceedings had in the court below, and it is further ordered that this cause be continued

Thomas Hubbard Et al, Pltffs in Error; against James Reed, Deft in Error; Writ of Error to the Judgment of the District Court of Scott County.

The Court being now sufficiently advised of and concerning the Defts motion to strikes from the transcript the Bill of exceptions do order that said motion be sustained, It is therefore ordered by the court that the Bill of exceptions be stricken from the transcript filed herein. —

Anson Harrington, Pltff in Error; against James K. Mofs admrs, Defts in Error; Writ of Error to the Judgment of the District court of Jackson county.

The Court being now sufficiently advised in the premises, do find that there is error in the rendition of the Judgment of the court below—

It is therefore considered by the court that the judgment of the court below be reversed and setaside and that further proceeding be had not inconsist with the opinion of this court, and that a writ of procedendo do issue to the court below accordingly, and it is further considered by the Court that the plaintiff in error recover of the Defendants in error the costs herein expended in this Court, to be levied of the goods and chattels which have came to the hands of the said Administrators belonging to the estate of the said James K. Mofs deceased, unadministered—

John M. Young, Pltff in Error; against Thayer & Bryan, Surviving partners, Defts in Error; Writ of Error to the Judgment of the District court of Lee County. —

This cause now coming on for further hearing and the court having heard the arguments of Counsel on both sides, and not being sufficiently advised in the premises took the same under advisement.

Ordered that Court adjourn until tomorrow morning 9 o'clock.

J. F. Kinney, Associate
Geo Greene, Judges

January Term 1848—

Tuesday Morning January 18. 1848

Court met pursuant to adjournment

Present the Honorable

Joseph Williams, Chief Justice

John A. Kinney } Associate

George Greene } Justices

J. C. Mear
against
George W. Markle

Plff in Error } Writ of Error to the Judgment of
Deft in Error } the District Court of
Jefferson County.—

On motion of the Defendant in Error by his Attorney a rule is granted him herein against the Plaintiff in Error returnable on tomorrow morning to shew cause if any he can why the Judgment of the Court below shall not be affirmed for want of the notice of suing out the writ of Error in this cause as required by law.—

Uriah Dawkins
against
Henry Metcalf

Plff in Error } Writ of Error to the Judgment
Deft in Error } of the District Court of
Jackson County.—

This day this cause came on for hearing, and the Court not being sufficiently advised in the premises, took the same under advisement.—

Hugh Doran
against
Wm. A. Randolph & Edward Tracy

Plff in Error } Writ of Error to the Judgment
Deft in Error } of the District Court of
Muscatine County.—

This day this cause came on for hearing, and the Court not being sufficiently advised in the premises, took the same under advisement.—

Isaac Carothers Admr.
against
Isaac P. Vanhagan et al.

Plff in Error } Writ of Error to the Judgment
Deft in Error } of the District Court of
Muscatine County.—

On motion of the Defendants in Error by their Attorney, It is ordered by the Court that the Clerk of this Court expunge from the transcript all papers copied therein that are not a part of the transcript and that he retax the fees of the Clerk of the District Court for coping said transcript.—

James G. Morrow
against
George W. Carpenter

Plff in Error } Writ of Error to the Judgment
Deft in Error } of the District Court of
Muscatine County.—

This day came S. C. Hastings Esqr attorney for the Plff in error and suggested the death of James G. Morrow the said Plff in error, and moved the Court to have Elijah Sells and Harriet M. Morrow administrator and administratrix of the estate of said James G. Morrow deceased, substituted as Plff in error.—

January Term 1848.

Jonas Houghton Et al } Plffs in Error } Writ of Error to the Judgment of
against } the District court of
Woods and Christie } Defts in Error } Van Buren county.

On Motion of the Defts in error a rule is granted them herein against the plaintiffs in error returnable on tomorrow morning to shew cause if any they can why the Judgment of the court below shall not be affirmed for reasons on file.

The President, Directors and Co. of } Plffs in Error } Writ of Error to the Judgment
the Miners Bank of Dubuque } of the District Court
against } of Dubuque county
The united States on relation } Defts in Error }
of District Prosecutions }

By Consent of parties It is ordered by the Court that the order of Court made in this cause on a previous day of this court dismissing the writ of error herein and rendering Judgment for costs be and the same is hereby setaside, and on motion of the plffs in error, this cause is continued until the next term of this court & leave is given the said plffs in error to withdraw the transcript papers filed herein, and by Consent of parties, this cause is to heard at the next term of the Supreme Court sitting in the 2nd Judicial District at Dubuque and finial Judgment to be entered here.

Ansel Humphreys Et al } Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
George W. Humphreys Sheriff &c. } Defts in Error } Muscatine County

This day came the parties aforesaid by their Attorneys, and on motion of the plffs in error leave is given them to amend their assignment of errors filed herein, which was done — and this Cause now coming on to be heard, and the court having heard the arguments of Counsel on both sides & not being sufficiently advised in the premises, took time to consider of the same.

Hustead & Dollarhide } Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
The Board of Commissioners of } Defts in Error } Muscatine county
Muscatine county

This day this cause came on for hearing and the court having heard the arguments of Counsel on both sides, and not being sufficiently advised in the premises took time to consider of the same.

Jones, Scott & Co. } Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
Joseph S. Fonmore } Deft in Error } Muscatine County

This cause now coming on to be heard and the court having heard the arguments of Counsel on both sides, and not being sufficiently advised in the premises, took the same under advisement.

January Term 1848

A. G. Smith, Plff in Error, against Richard H. Barrett, Deft in Error } Writ of Error to the Judgment of the District Court of Cedar County.

By agreement of the parties, filed, It is ordered by the Court that the writ of Error herein be dismissed, It is therefore Considered by the Court that the Defendant in error recover of the plff in error the Costs herein expended in this Court — And on motion of the Defendant in error, It is ordered by the Court that a writ of procedendo issue in this case to the Court below according to law.

Josephs Ueperro, Plff in Error, against Josiah M. Barber, Deft in Error } Writ of Error to the Judgment of the District Court of Clayton County.

By Consent of parties, It is ordered that this Cause be Continued, and that the pefft in error have leave to withdraw the papers in this cause, and that the same be heard at the Sitting of the Supreme Court in the second Judicial District in Dubuque but that final Judgment be rendered here ~~to~~

Roswell Dougherty, Plff in Error, against Frederick Fisher, Deft in Error } Writ of Error to the Judgment of the District Court of Muscatine.

This Cause now coming on to be heard and the Court being sufficiently advised in the premises, it appears to them that there is no error in the rendition of the Judgment in the Court below It is therefore Considered by the Court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly and it is further considered by the Court that the Defendants in Error recover of the Plff in error the Costs herein expended in this Court.

Ordered that Court adjourn until tomorrow Morning 9 o'Clock.

I F. Kinney, Associate Judges
Geo Greene

January Term 1848

Wednesday morning January 19th 1848

Court met pursuant to adjournment

Present the Honorable

Joseph Williams, Chief Justice
John S. Kinney, Associate
George Greene, Justices

Jonas Naughton Et. al. against Woods and Christie — Pffs in Error, Dfts in Error — Writ of Error to the Judgment of the District Court of Van Buren County.

This day came the parties aforesaid by their Attorneys, and thereupon the pffs in error moved the court to dismiss the writ of Error herein without prejudice, which motion being heard and the Court being now sufficiently advised of the same, do order that said motion be overruled — and the court being now sufficiently advised of and concerning the Defendants motion to affirm the Judgment of the Court below, do order that said motion be sustained, It is therefore considered by the court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendants in error recover of the plaintiffs in error the sum of Seventeen Dollars and sixty two cents being one per cent damages on the amount of the Judgment of the Court below, and also the costs herein expended in this Court. —

Peter Rothermel against The Board of Commissioners of Desmoines County — Pff in Error, Dfts in Error — Writ of Error to the Dist. Court of Desmoines County —

This day came the pff in Error by his Attorney and filed herein a petition for a rehearing of this cause, and James M. Woods Esqr. prosecuting Attorney of Desmoines County being present in Court waives service of notice on the Defendants in error, and consented to the filing of the petition — and thereupon the said plaintiff in error moved the court for a rehearing of this cause, and by consent of parties, ordered that said motion be continued for rehearing until the next term of this court to be held in the 1st Judicial District at Burlington. —

Jarius Harger Et. al. against George W. Humphreys Sheriff &c. — Pff in Error, Dft in Error — Writ of Error to the Judgment of the District Court of Muscatine County. —

This day this cause came on for hearing, and the court not being sufficiently advised in the premises, took time to Consider of the same. —

Isaac Wilson against John Mear Jr. — Pff in Error, Dft in Error — Writ of Error to the Judgment of the District Court of Linn County —

This day came the parties aforesaid &c. to

January Term 1848.

thereupon the Deft in error moved the court to dismiss the writ of error herein and affirm the judgment of the court below, which motion being heard by the Court and the Court not being sufficiently advised of the same took time to consider thereof.

J. C. Mear — Plff in Error — Writ of Error to the Judgment of the District Court of Jefferson County.
against
George W. Markle — Deft in Error

This day came the Defendant in error by his Attorney and the plff in error having failed to shew any sufficient cause why the judgment of the Court below shall not be affirmed for reasons on file — It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly. It is further considered by the court that the Defendant in error recover of the plff in error the costs herein expended in this Court.

William R. Edgar — Plff in Error — Writ of Error to the Judgment of the District Court of Cedar County.
against
John Wilkinson use of Addison Daniels — Deft in Error

This cause now coming on to be heard, and the Court having heard the arguments of Counsel on both sides, and not being sufficiently advised in the premises took time to consider of the same.

James G. Morrow — Plff in Error — Writ of Error to the Judgment of the District Court of Mousoatine County.
against
George W. Carpenter — Defendant in Error

This day came the S. C. Hastings Esqr. Attorney for the plaintiff in error and withdraws the motion he made in this cause on yesterday. — And thereupon the Deft in error suggested the death of the plff in error, and on his motion it is ordered that a scire facias issue against Elijah Sells and Harriett M. Morrow administrator and administratrix of the estate of the said James G. Morrow dec'd returnable forthwith to shew cause if any they can why they shall not be substituted plffs in error in this cause — and by consent of parties the said Administrators be substituted plffs in error herein, and it is ordered that this cause be continued until the next term. —

Daniel Wilford — Plff in Error — Writ of Error to the Judgment of the District Court of Cedar County.
against
James L. Lewis — Deft in Error

This cause now coming on for hearing and the Court not being sufficiently advised in the premises took time to consider of the same. —

January Term 1848.

Ordered that Court adjourn until tomorrow morning 9 oclock.

J. F. Kinney Associate
Geo Greene Judges

Thursday Morning January 20th 1848 Court met pursuant to adjournment

Present the Honorable
Joseph Williams Chief Justice
John F. Kinney } Associate
George Greene } Justices

Isaac Z. Shuck — Plff in Error — Writ of Error to the Judgment of the District Court of Louisa County.
against
Alpheus White — Deft in Error

The Court being now sufficiently advised of and Concerning the plaintiff's motion for a writ of certiorari to issue in this case, do order that said motion be sustained. It is therefore ordered by the court that a writ of certiorari issue herein directed to the clerk of the District court of Louisa county returnable forthwith requiring him to certify and send up to this court a more full, true and complete transcript of the records and proceedings had in the court below.

Dennis Flood — Plff in Error — Writ of Error to the Judgment of the District court of
against
Jacob Davis — Deft in Error — Muscatine county.

The court being now sufficiently advised of and Concerning the Defendant in Error motion to Strike from the transcript filed herein the Bill of exceptions, do order that said motion be sustained. It is therefore ordered by the court that the Bill of exceptions be Stricken from the transcript filed herein, and this cause now coming on to be heard and the court being now sufficiently advised in the premises, find that there is no error in the rendition of the Judgment of the court below. It is therefore considered by the court that the Judgment of the court below be affirmed, and that a writ of procedendo issue to the Court below accordingly. It is further considered by the court that the Defendant in error recover of the plaintiff in error the costs herein expended in this court.

Timothy J. Newton — Plff in Error — Writ of Error to the Judgment of the District Court of
against
Dennis Flood — Deft in Error — Muscatine county.

The court being now sufficiently advised of and concerning the Defendants in Error motion to affirm the Judgment of the court below, do order that said motion be sustained. It is therefore considered by the court that the Judgment of the court [illegible]

January Term 1848—

that a writ of procedendo issue to the Court below accordingly— and it is further considered by the Court that the Defendant in error recover of the plaintiff in error the Costs herein expended in this Court.—

James Evans Et. al. } Pff in Error } Writ of Error to the Judgment
against } of the District Court of
Lyman E. Johnson } Deft in Error } Lee County.—

The Court being now sufficiently advised of and concerning the Pffs in error motion to setaside the order affirming the Judgment of the Court below on a former day of this Court, do order that said motion be overruled.—

Leroy Jackson Et. al. } Pff in Error } Writ of Error to the Judgment
against } of the District Court of
James Cavenaugh } Deft in Error } Clayton County.—

This cause now coming on for further hearing, and the Court being now sufficiently advised in the premises, find that there is no error in the rendition of the Judgment of the Court below; It is therefore considered by the Court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in error recover of the plaintiff in error the Costs herein expended in this Court.—

John Perry Et. al. } Pff in Error } Writ of Error to the Judgment
against } of the District Court of
Joseph D. Denson } Deft in Error } Cedar County.—

on motion of the Defendant in error by his Attorney, It is ordered by the Court that the Clerk of this Court expunge from the transcript filed herein all papers not properly copied therein, and that he relax the Costs for copying said transcript.—

George Carl } Pff in Error } Writ of Error to the Judgment
against } of the District Court of
Abraham Sett } Deft in Error } Cedar County.—

on motion of the plaintiff in error by his Attorney, It is ordered by the Court that the Clerk of this Court expunge from the transcript filed herein all papers not properly copied therein and which forms no part of the record, and that he relax the Costs for copying said transcript.—

William Miller } Pff in Error } Writ of Error to the Judgment
against } of the District Court of
Jacob Hardacre } Deft in Error } Cedar County.—

on motion of the plaintiff in error by his Attorney, It is ordered by the Court that the Clerk of this Court expunge from the transcript filed herein all papers not properly copied therein and which forms no part of the record, and that he relax the Costs for copying said transcript.—

January Term 1848.

William Miller
against
Jacob Sidel

Plff in Error } Writ of Error to the Judgment of the District Court of
Defdt in Error } Cedar County.

On motion of the plaintiff in error by his Attorney, It is ordered by the Court that the Clerk of this Court expunge from the transcript filed in this Cause all papers copied therein that forms no part of the records and that he retax the costs of said transcript.

Isaac Wilson
against
John Mear Jr.

Plff in Error } Writ of Error to the Judgment of the District Court of
Defdt in Error } Linn County.

The Court being now sufficiently advised of and concerning the Defts motion to dismiss the writ of Error herein, do order that said motion be sustained, It is therefore considered by the Court that the writ of error herein be dismissed, and that a writ of procedendo issue to the Court below accordingly, and it is further Considered by the Court that the Defendant in error recover of the Plff in error the costs herein expended in this Court.

Peter Dilly
against
John Zeigler

Plff in Error } Writ of Error to the Judgment of the District Court of
Defdt in Error } Muscatine County.

This cause now coming on for hearing and by Consent of parties, the same is submitted to the Court for their advisement.

Peter Dilly
against
John Zeigler

Plff in Error } Writ of Error to the Judgment of the District Court of
Defdt in Error } Muscatine County.

This cause now coming on for hearing and by Consent of parties, the same is submitted to the Court for their advisement.

It is ordered by the Court that the Hon George Greene be and he is hereby appointed Reporter to this Court.

John Holmes
against
The State of Iowa

Plff in Error } Writ of Error to the Judgment of the District Court of
Defdt in Error } Muscatine County.

This Cause now coming on for hearing and the Court having heard the arguments of Counsel on both sides, and not being sufficiently advised in the premises took time to consider of the same.

Wesley Depew
against
Andrew J. Davis

Plff in Error } Writ of Error to the Judgment of the District Court of
Defdt in Error } Jefferson County.

By agreement of parties filed, It is ordered by the Court that this Cause be certified to the Supreme Court in and for the third Judicial District to be held in Ottumwa, and that the same shall be heard and determined there, and it is further ordered that the Clerk of Court shall send to said Court all the papers in this cause and a transcript of the entries made ~~with~~ in this ...

January Term 1848.—

all costs made in this court shall abide the final decision.—

Herman P. Graves, Sgt. &c. Pff in Error } Writ of Error to the Judgt.
against } of the District court of
Ephraim Cole Deft in Error } Wapsello County.—

By agreement of parties filed, It is ordered by the Court that this Cause be certified to the Supreme court in and for the third Judicial District to be held in Ottumwa, and that the same shall be heard and determined there, and it is further ordered that the clerk of this court shall send to said Court all of the papers in the above Cause and a transcript of the entries made with regard to this cause in this court, and that all Costs made in this court shall abide the final decision.—

Martin A. Britton Pff in Error } Writ of Error to the Judgment
against } of the District Court of
Jesse Wright Deft in Error } VanBuren County.—

The Board of Comrs of Jefferson County Pffs in Error } Writ of Error to the Judgment
against } of the District court of
Jesse Woollard Deft in Error } Jefferson County.—

William Frederick Pff in Error } Writ of Error to the Judgment
against } of the District Court of
Robert Gaston Deft in Error } Mahaska County.—

George W. Barnes Pff in Error } Writ of Error to the Judgment
against } of the District Court of
Edwin Manning Deft in Error } VanBuren County.—

Richards Humphreys Pff in Error } Writ of Error to the Judgment
against } of the District Court of
Ruel Daggs Deft in Error } VanBuren County.—

George Yeager et. al. Pffs in Error } Writ of Error to the Judgment
against } of the District Court of
John Cisle Deft in Error } VanBuren County.—

Josiah H. Bonney adm'r &c. Pff in Error } Writ of Error to the Judgment
against } of the District Court of
Jacob Lane Deft in Error } VanBuren County.—

By agreement of the parties filed, It is ordered by the Court that the above cases be certified to the Supreme court in and for the third Judicial District to be held in Ottumwa and that the same shall be heard and determined there, and it is further ordered that the clerk of this court shall send to said Court all of the papers in the above cases and a transcript of the entries made with regard to said cases in this court and that all costs made in this court shall abide the final decision.—

January Term 1848.

The Board of Commissioners of Van Buren County — Plff in Error
against
Edwin Manning — Deft in Error
} Writ of Error to the Judgment of the District court of Jefferson County.

The Board of Commissioners of Jefferson County — Plff in Error
against
Thomas Dickey — Deft in Error
} Writ of Error to the Judgment of the District court of Jefferson County.

Andrew J. Davis — Plff in Error
against
Charles David — Deft in Error
} Writ of Error to the Judgment of the District court of Jefferson County.

James McMillan — Plff in Error
against
Charles Abraham — Deft in Error
} Writ of Error to the Judgment of the District court of Jefferson County.

Charles L. Alden — Plff in Error
against
Henry Harris — Deft in Error
} Writ of Error to the Judgt. of the District court of Jefferson County.

Georgus S. Mitchell — Plff in Error
against
Christian S. Shaffer — Deft in Error
} Writ of Error to the Judgment of the District court of Jefferson County.

Wm George adm'r &c. — Plff in Error
against
George Gillaspy — Deft in Error
} Writ of Error to the Judgment of the District court of Jefferson County.

A. L. H. Martin — Plff in Error
against
Jeremiah Kendall — Deft in Error
} Writ of Error to the Judgmt of the District court of Keokuk County.

By agreement of the parties filed, It is ordered by the court that the above cases be certified to the Supreme court in and for the third Judicial District to be held in Ottumwa, and that the same shall be heard and determined there, and it is further ordered that the clerk of this court shall send to said court all of the papers in the above cases and a transcript of the entries made with regard to said cases in this court and that all costs made in this court shall abide the final decision.

On Motion, George P. Stiles, he having first taken the oath of an attorney and Counsellor at law and Solicitor in Chancery, and to support the Constitution of the United States and the Constitution of this State, he is enrolled as an Attorney of this Court.

Ordered that Court adjourn until to-morrow Morning 9 o'clock

J. P. Cooley Clerk pro tem

January Term 1848.

Friday morning January 21st 1848

Court met pursuant to adjournment

Present the Honorable

Joseph Williams, Chief Justice
John D. Kinney } Associate
George Greene } Justices

Charles Maddox — Pltff in Error } Writ of Error to the Judgment
against } of the District Court of
Jeremiah Burge — Deft in Error } Muscatine County. —

This day came the parties aforesaid by their Attorneys, and thereupon the Defendant in Error moved the Court to dismiss the writ of Error herein, and to quash the return to said writ, which motion being heard by the Court, and the Court not being sufficiently advised in the premises took time to consider of the same. —

Charles Maddox — Pltff in Error } Writ of Error to the Judgments
against } of the District Court of
Jeremiah Burge — Deft in Error } Muscatine County. —

This day came the parties aforesaid by their Attorneys, and thereupon the Defendant in Error moved the Court to dismiss the writ of Error herein, and to quash the return to said writ, which motion being heard by the Court, and the Court not being sufficiently advised in the premises took time to consider of the same. —

Ansel Humphreys — Pltff in Error } Writ of Error to the Judgment
against } of the District Court of
Jeremiah Burge — Deft in Error } Muscatine County. —

This day came the parties aforesaid by their Attorneys, and thereupon the Defendant in error moved the Court to strike from the record filed herein, the Bill of exceptions for reasons on file, which motion being heard, and the Court not being sufficiently advised of the same took time to consider of the same. —

Ansel Humphreys — Pltff in Error } Writ of Error to the Judgment
against } of the District Court of
Richard Beeson — Deft in Error } Muscatine County. —

This day came the parties aforesaid by their Attorneys, and thereupon the Defendant in error moved the Court to strike from the record filed herein, the Bill of exceptions for reasons on file, which motion being heard, and the Court not being sufficiently advised of the same took time to consider of the same. —

Benjamin Smith — Pltff in Error } Writ of Error to the Judgment
against } of the District Court of
The United States — Deft in Error } Jones County.

This day came the Pltff in error by his Attorney, and the Defendant in Error having failed to join in error, the errors assigned by said Plaintiff therefore are taken for confessed. And this cause now

coming on for hearing and the court being now sufficiently advised of and concerning the the premises, it appears to them that there is error in the rendition of the judgment of the court below It is therefore considered by the court that the judgment of the court below be reversed and set aside, and it is further considered by the Court that the Indictment be quashed and that the said Plaintiff in error go hence without day.

John Sparks
against
Benjamin Covell

Plff in Error } Writ of Error to the Judgment of the District court of
Deft in Error } Muscatine County.

This cause now coming on for hearing and the court having heard the arguments of Counsel on both sides and not being sufficiently advised in the premises, took time to consider of the same.

Ogden & Isett for Bloomington Complts.
against
Chas Foster

In Chancery. An appeal from the Decree of the District
Deft in } Court of Muscatine county.

It is ordered by the court that this cause be continued until the next term of this court.

James Carothers Et al
against
Thomas M. Isett Admr of
Eli M. Mike dec'd.

Plffs in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Muscatine County.

This cause now coming on for hearing, and by Consent of parties the same is submitted to the court for their advisement.

Hulbert Carothers Et. al
against
Charles Evans

Plff in Error } Writ of Error to the Judgment of the District court of
Deft in Error } Muscatine county.

This cause now coming on for hearing, and by Consent of parties the same is submitted to the court for their advisement.

Elias M. Mackemer
against
Nathaniel Benner

Plff in Error } Writ of Error to the Judgment of the District court of
Deft in Error } Muscatine County.

This cause now coming on to be heard and the court having heard the arguments of Counsel on both sides and not being sufficiently advised in the premises, took time to consider of the same.

The Board of Comrs of
Muscatine County
against
Hezekiah Musgrave Et al

Plff in Error } Writ of Error to the Judgment of the District Court of
Defts in Error } Muscatine county.

This cause now coming on for hearing and the court not being sufficiently advised in the premises took the same under advisement.

January Term 1848 —

Benjamin Covell, Plff in Error; against; Charles Leslie, Deft in Error } Writ of Error to the Judgment of the District Court of Muscatine County. —

On motion of the plaintiff in error, It is ordered by the Court that the clerk of this court expunge from the transcript filed in this cause all papers copied therein, that does not form a part of the record, and that he retax the costs for said transcript. —

John Perry et. al, Plffs in Error; against; Joseph D. Denson, Deft in Error } Writ of Error to the Judgment of the District Court of Cedar County. —

By Consent of parties, It is ordered by the Court that this Cause be continued until the next term of this Court. —

William Meiller, Plff in Error; against; Jacob Hardaeer, Deft in Error } Writ of Error to the Judgment of the District Court of Cedar county. —,

On motion of the Deft in error, It is ordered by the court that a writ of Certiorari issue to the Clerk of the District Court of Cedar County, requiring him to certify & send to this Court forthwith, a more full true and complete transcript of the record and proceedings had in his court in this Cause —

and this cause now coming on to be heard, the same is submitted to the Court on the written arguments of Counsel, for their advisement

William Meiller, Plff in Error; against; Jacob Sidel, Deft in Error } Writ of Error to the Judgment of the District Court of Cedar county. —

This cause now coming on to be heard, and the Counsel submitt the same to the Court, on their written argument, for advisement. —

Thomas Hubbard et. al, Plffs in Error; against; James Reed, Deft in Error } Writ of Error to the Judgment of the District Court of Scott County. —

This cause now coming on for further hearing, and the court being sufficiently advised in the premises, find that there is no error in the rendition of the Judgment of the Court below. — It is therefore considered by the Court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and that the Deft in error recover of the Plffs in error the costs herein expended in this court. —

Ordered that Court adjourn until tomorrow morning 9 o'clock. —

D. F. Kinnley
Atty for Pltffs

Geo Greene Judge

January Term 1848.—

Saturday Morning January 22nd 1848

Court met pursuant to adjournment

Present the Honorable

Joseph B. Williams Chief Justice
John F. Kinney } Associate
George Greene } Justices

Ansel Humphreys
against
Jeremiah Burge

Plff in Error } Writ of Error to the Judgment
Deft in Error } of the District Court of
Muscatine County.—

On motion of the Defendant in error, a rule is granted him herein against the plaintiff in error returnable at the calling of this cause to shew cause if any he can why the Bill of exceptions shall not be struck from the record filed herein— and thereupon the pltff moved the court to grant him a writ of Certiorari directed to the Clerk of the District Court of Muscatine County requiring him to certify and send up to this court forthwith a true full and complete transcript of the record and proceedings had in this cause in the court below, which motion being heard and the Court not being sufficiently advised of and concerning the same took time to consider thereof.—

Leonard Flatner
against
Joseph B. Moffords et al

Plff in Error } Writ of Error to the Judgment
Deft in Error } of the District Court of
Scott County.—

This day came the plaintiff in error and thereupon he moved the Court to have this cause continued until the next term of this Court for reasons on file, which motion being heard by the court and the Court not being sufficiently advised of the same took time to consider thereof.—

William Beards
against
E. B. Scott

Plff in Error } Writ of Error to the Judgment of
Deft in Error } the District Court of
Louisa County.—

On motion of the Defendant in Error, It is ordered by the court that the Clerk of this Court retax the Costs in this case belonging to the Clerk of the Court below and that he strike therefrom the fee charged by the Clerk for returning the transcript to this Court.—

The State of Iowa
against
Timothy A. Newton

Plff in Error } Writ of Error to the Judgment of
Deft in Error } the District Court of
Johnson County.—

This cause now coming on to be heard, and the court having heard the arguments of counsel on both sides, and the court not being sufficiently advised in the premises, took time to consider of the same.—

John C. Berry
against
Asher Edgerton

Plff in Error } Writ of Error to the Judgment
Deft in Error } of the District Court of
Linn County.—

This cause now coming on for hearing and the consent of

January Term 1848.

attorneys this Cause is submitted to the Court for their consideration. —

George Saum, Pff in Error, against The Board of Commissioners of Jones County, Defts in Error — Writ of Error to the Judgment of the District Court of Jones County. —

This Cause now coming on to be heard and by Consent this same is submitted to the Court for their Consideration on the written argument of the Counsel. —

Richard Sords Et al, Pff in Error, against J. Bennett & Co., Defts in Error — Writ of Error to the Judgment of the District Court of Meusaline County. —

This cause now coming on to be heard, and by Consent this same is submitted to the Court for their Consideration on the written argument of the Counsel. —

Nicholas B. Brown, Pff in Error, against Addison Daniels, surviving partner &c, Defts in Error — Writ of Error to the Judgment of the District Court of Linn County. —

This Cause now coming on to be heard, and by Consent, the same is submitted to the Court for their Consideration. —

William J. Carson, Pff in Error, against Rufus A. Lucore, Defts in Error — Writ of Error to the Judgment of the District Court of Linn County. —

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises, it appears to them that there is error in the rendition of the Judgment of the Court below. It is therefore considered by the Court that the Judgment of the Court below be reversed and set aside and that further proceedings be had not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly, and it is further Considered by the Court that the plaintiff in error recover of the Defendant in error the Costs herein expended in this Court. —

Abijah B. Mason, Pff in Error, against Ephraim T. Lewis Et al, Defts in Error — Writ of Error to the Judgments of the District Court of Linn County. —

This Cause now coming on for hearing, and the Attorneys submit this Cause to the Court for their Consideration on their written arguments. —

Charles Trink Et al, Pff in Error, against Charles A. Berryhill, Deft in Error — Writ of Error to the Decision of the District Court of Johnson County. —

By consent of parties, It is ordered by the Court that the writ of error herein be dismissed — It is therefore considered by the Court that the Defendant in error recover of the pffs in error the

Costs herein expended in this court.—

Charles Sprink Et, al Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
Charles H. Berryhill Deft in Error } Johnson County.—

By Consent of parties, It is ordered by the court that the Writ of Error herein be dismissed.— It is therefore considered by the Court that the Defendant in Error recover of the plffs in error the Costs herein expended in this court.—

Isaac Carothers Admr. Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Isaac. P. VanDagan Et al Deft in Error } Muscatine County.—

By consent of parties, It is ordered that this cause be continued until the next term of this court.—

David Jewett Et. al Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
Edwin Manning Deft in Error } Jefferson County.—

By Consent of parties, It is ordered by the court that the Writ of Error herein be dismissed and that a Writ of procedendo issue to the Court below accordingly. It is therefore considered by the Court that the Defendant in error recover of the plaintiffs in error the Costs herein expended in this court.—

Samuel T. Marshall Plff in Error } Writ of Error to the Judgment
against } of the District Court of
E. M. Sala Deft in Error } Lee County.—

This cause now coming on to be heard. the same is submitted to the court for their consideration.—

William Lamb Compt } In Chancery. An appeal from
against } the Decree of the District Court
Edward Reynolds & } of Jefferson County.—
Adam Meiller Defts }

This day the Deft Miller by his Attorney filed a petition for a rehearing of this cause and moves the court to grant a rehearing of this cause, and on his motion the same is continued until the setting of the Supreme Court in Oskaloosa, and on his further motion, It is Ordered by the court that he have 30 days to give the notice required by the rules of this court.

Brown & Lewis Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
Wm Harris Deft in Error } Linn County.—

This cause now coming on to be heard, and the court having heard the arguments of Counsel on both sides and not being sufficiently advised in the premises, took time to consider of the same.—

January Term 1848.

Ordered that court adjourn until Monday morning next 9 o'clock

J. F. Kinney, Geo Greene } Associate Justices

Monday Morning January 24th 1848.

Court met pursuant to adjournment

Present the Honorable

Joseph Williams, Chief Justice
John F. Kinney, Associate
George Greene } Justices

Leonard Platner, Plff in Error
against
Joseph Moffords Et. al. Defts in Error } Writ of Error to the Judgment of the District court of Linn County

The Court being now sufficiently advised of and concerning the plffs. motion to continue this Cause, do order that said Motion be sustained — It is therefore ordered by the Court that this cause be continued until the next term of this Court. —

John Lewis, Plff in Error
against
Samuel K. Parker, Deft in Error } Writ of Error to the Judgment of the District Court of Linn County. —

This day the plff in error by his Attorney filed a petition for a rehearing herein of this cause, and moved the Court for a rehearing — which motion is continued — and on the further motion of the said plff in error a rule is granted him herein against the Clerk of the District Court of Linn County, requiring him to amend his return of the transcript appended to the writ of Error issued in this cause, returnable on or before the first day of the next term of this Court. —

Walter Cornell, Plff in Error
against
Samuel Simpson, Deft in Error } Writ of Error to the Judgment of the District Court of Johnson County. —

This day came the plff in Error by his Attorney and filed his petition herein for a rehearing of this cause and moved the Court to grant him a rehearing, which motion being heard by the Court and the Court not being sufficiently advised of the same took time consider thereof. —

William J. Carson, Plff in Error
against
Rufus St. Lucore, Deft in Error } Writ of Error to the Judgment of the District Court of Linn County. —

This day came the Deft in Error by his Attorney and filed his petition for a rehearing of this cause and moved the Court for a rehearing which motion is continued for hearing at some subsequent day of this court. —

January Term 1848

Ephraim K. Sevis — Plff — Motion against Ambrose Harland for failing
against — to pay over Money Collected on Execution
Levi Sevis — Deft — which issued from this Court. —

This day came the plaintiff by his Attorney, and moved the Court for a Judgment against Ambrose Harland Sheriff of Linn County for the amount of an execution which issued from this Court on the 17th. day of August 1847 in favor of the plff and against said Defendant, or for so much as may be in the hands of said Harland, for reasons set forth in the motion of said motion, which motion being heard by the Court, and the Court being now sufficiently advised in the premises, do order that said motion be overruled, It is therefore considered by the Court that the Defendant recover of the plaintiff the costs herein expended by reason of said motion.

John C. Berry — Plff in Error — Writ of Error to the Judgment
against — of the District Court of
Asher Edgerton — Deft in Error — Linn County. —

The Court being now sufficiently advised in the premises, find no error in the rendition of the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, And it is further considered by the Court that the Defendant in error recover of the plaintiff in error the ~~costs~~ Sum of one Dollar & sixty one cents being two per cent damages on the amount of the Judgment of the Court below, and also the costs herein expended in this Court. —

Ordered that Court adjourn until to morrow morning 9 o'clock. —

J. F. Kinney, Associate Justice.
Geo Greene,

Tuesday Morning January 25. 1848 Court met pursuant to adjournment
Present the Honorable
Joseph Williams, Chief Justice
John F. Kinney, Associate
George Greene, Justices

The united States — Plff in Error — Writ of Error to the Judgment of
against — the District Court of
Joseph M. Douglass — Deft in Error — Dubuque County. —

The Court being now sufficiently advised of and Concerning the Defts motion to dismiss the writ of error herein, do order that said motion be overruled — and by Consent of parties, It is ordered that this cause be Continued and that the same be heard at the next term of the Supreme Court to be held in Dubuque. —

January Term 1848.

Charles Mattoon, Plff in Error, against Jeremiah Burge, Defdt in Error } Writ of Error to the Judgment of the District Court of Muscatine County.

The Court being now sufficiently advised of and concerning the Defendants motion to dismiss the writ of Error herein and quash the return thereto, do order that said motion be sustained so far as relates to the Execution and the returns thereon. It is therefore ordered by the Court that the Execution and returns thereon be struck from the ~~record~~ transcript filed herein.

Charles Mattoon, Plff in Error, against Jeremiah Burge, Defdt in Error } Writ of Error to the Judgment of the District Court of Muscatine County.

The Court being now sufficiently advised of and concerning the Defendants motion to dismiss the writ of Error herein and quash the returns thereto - do order that said motions be sustained so far as relates to the execution and the returns thereon - It is therefore ordered by the Court that the Execution and returns thereon be struck from the transcript filed herein.

Albert G. Smith, Plff in Error, against Richard H. Barrett, Deft in Error } Writ of Error to the Judgment of the District Court of Cedar County.

On motion of the Plff in Error by his Attorney, It is ordered by the Court that the order made in this cause on a former day of this term of this Court awarding a procedendo to the Court below be and the same is hereby setaside, and on the further motion of the plff in Error, It is ordered by the Court that the clerk of this Court strike from the transcript all papers copied therein not properly a part of the same, and that he retax the fees of the clerk of the Court below for said transcript.

Ephraim T. Lewis, Plff in Error, against Levi Lewis, Deft in Error } motion for Judgment against Ambrose Harland for failing to pay money collected on Execution.

On motion of the plff by his Attorney, It is ordered by the Court that the clerk of this court retax the Costs on this motion, and that he exclude therefrom the fee for serving the notice in this case.

Wm H. R. Thomas et al, Plff in Error, against Edward B. Isett, Deft in Error } Writ of Error to the Judgment of the District Court of Louisa County.

On motion of the plffs in Error by their Attorney, It is ordered by the Court that the clerk of this Court strike from the transcript filed herein all papers copied therein not properly a part of the transcript and that he retax the costs therefor.

January Term 1848

William J. Carson Pltff in Error } Writ of Error to the Judgment of
against } the District Court of
Rufus K. Lucore Deft in Error } Linn County.

On motion of the Defendant in Error by his Attorney, leave is given him to withdraw his petition filed herein for a rehearing, which is done.

Joseph Knox Compt } In Chancery
against } An appeal from the Decree of
The Board of Commissioners } the District Court of
of Keokuk county & Samuel } Defendants } Commissioners county.
A. James }

This day came the complainant by his Solicitor, and on his motion a Rule is granted him herein against the Defendants Glenn Atwood and Thomas Henderson two of the Commissioners aforesaid and Samuel A. James Clerk of the District Court of the county of Keokuk returnable on the first day of the next term of this court to shew cause if any they can why an attachment shall not issue against them for disobeying the mandate of this court made at the July term thereof 1847 in this to wit, for that they in contempt of the order of this court, superseded its order and proceeded to remove and locate the county seat of Keokuk county to Lancaster, where the business of the county is now transacted, being the very thing by the decree of the District Court they were enjoined from doing.

Ansel Humphreys Pltff in Error } Writ of Error to the Judgment of
against } the District Court of
Richards Beeson Deft in Error } Muscatine County.

The court being now sufficiently advised of and concerning the Defendants motion to strike from the transcript the Bill of exceptions do order that said motion be sustained so far as to strike from the transcript the papers marked D & E. refered to in the Bill of exceptions It is therefore ordered by the Court that the papers marked D & E. refered to in the Bill of exceptions be struck from the transcript.

Ansel Humphreys Pltff in Error } Writ of Error to the Judgment of
against } the District Court of
Jeremiah Burge Deft in Error } Muscatine County.

The court being now sufficiently advised of and concerning the Defendants motion to strike from the transcript the Bill of exceptions do order that said motion be sustained so far as to strike from the transcript the instrument marked A. refered to in the Bill of exceptions It is therefore considered by the court that the instrument marked A. refered to in the Bill of exceptions be struck from the transcript.

William Bevards Pltff in Error } Writ of Error to the Judgment of
against } the District Court of
E. B. Isett Deft in Error } Louisa County.

On motion of the Defendant in error, It ordered by the court that the writ of procedendo issue in this case instanter.

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On this day after the business before the Court was disposed of Chief Justice Williams announced to the bar that his Commission would on this day expire by limitation; and signified his intention of uniting himself with the bar in the practice of his profession; when Mr. Thacher one of the Senior members of the bar present at the request and in behalf of his brothers addressed the Judge as follows—

"Hon: Chief Justice

You have announced to the bar that your labors upon the bench are about to terminate by the limitation of your Commission. For nearly ten years you have occupied a station on the Supreme bench of Iowa During all that time (and some part of that time has been marked by troublous excitement) nothing has occurred to interrupt the harmony and kindly feeling with which, in an eminent degree, your career commenced with the bar, you have had the singular felicity of enjoying, during all that time, the confidence of the bar in your incorruptible integrity and in your anxious desire that "justice should be administered according to law."

On the other hand the bar felicitate themselves on the reflection that you have not been wanting on your part in according to them all that confidence which their efforts united with yours have achieved to place the foundation of the law in our new State on a basis calculated to ensure protection to "liberty property and the pursuit of happiness"—

In behalf of the younger members of the bar especially am I authorized to tender to you their acknowledgements for taking them by the hands, inspiring their confidence and cheering them forward in their course of usefulness.

Accept, Sir our testimonials of continued esteem and confidence, and whilst we regret that circumstances should have transpired to dissolve the relations which we have so long enjoyed, we welcome you to the bar with a sincerity of affection which we know you cannot doubt. And, Sir, whether it be your lot to remain with us at the bar, or whether you shall be called to a higher sphere of usefulness we shall be proud to continue your name on our list of friends.—

Honorable Joseph Williams Chief Justice then retired from the bench.—

On Motion— Joseph Williams, having first taken the oath of an Attorney and Counsellor at Law and Solicitor in Chancery and to support the Constitution of the United States and the Constitution of this State, he is therefore enrolled as an Attorney of this court.—

Ordered that Court adjourn until to-morrow morning 9 o'clock.—

J. F. Kinney Clerk
Geo Greene Judge

January Term 1848

Wednesday morning January 26. 1848.

Court met pursuant to adjournment

Present the Honorable

John F. Kinney } Associate
George Greene } Justices

Ordered that Court adjourn until tomorrow morning 9 o'clock. — J. F. Kinney Assoc. Judge

Geo. Greene Judge

Thursday Morning January 27. 1848 Court met Pursuant to adjournment

Present the Honorable

John F. Kinney } Associate
George Greene } Justices

Hugh Doran against Wm A. Randolph and Edward Tracy — } Plff in Error / Defts in Error } Writ of Error to the Judgment of the District Court of Muscatine County. —

This Cause now coming on for further hearing and the Court being now sufficiently advised of and concerning the premises, find no error in the rendition of the Judgment of the Court below, It is therefore Considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendants in error recover of the plff in error the costs herein expended in this Court. —

Abel M. Bullock against A. Cline, James Hooper and Thomas Grafford } Plff in Error / Defts in Error } Writ of Error to the Judgment of the District Court of Dubuque County. —

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises. to appears to them that there is error in the rendition of the Judgment of the Court below, It is therefore considered by the Court, that the Judgment of the Court below be reversed and setaside, and by agreement of parties. It is Considered by the Court that the plaintiff in error recover of the Defendants in error the sum of one hundred and Eight Dollars and forty five cents Damages with interest thereon from this date until paid at the rate of six per cent per annum ~~until~~ and das recover of said Defts in error the Costs herein expended as well in this Court as the Court below. —

January Term 1848.

Brown & Lewis, Plff's in Error, against William Harris, Deft in Error — Writ of Error to the Judgment of the District Court of Linn County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, do find that there is error in the rendition of the Judgment of the Court below—

It is therefore considered by the Court that the Judgment of the Court below be reversed and setaside, and that further proceedings be had in the Court below not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the plaintiffs in error recover of the Defendants in error the Costs herein expended in this Court.—

Uriah Hawkins, Plff in Error, against Henry Metcalf, Deft in Error — Writ of Error to the Judgment of the District Court of Jackson County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, do find no error in the rendition of the Judgment of the Court below— It is therefore considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in error recover of the Pleff in error the Costs herein expended in this Court.—

Ordered that Court adjourn until tomorrow morning 9 o'clock.

J. F. Kinney, Associate
Geo Greene, Justices

Friday Morning January 28. 1848 Court met pursuant to adjournment

Present the Honorable
John F. Kinney, Associate
George Greene, Justices

The State of Iowa, Plff in Error, against Timothy J. Newton, Deft in Error — Writ of Error to the Judgment of the District Court of Johnson county.—

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find that there is error in the rendition of the Judgment of the Court below—

It is therefore considered by the Court that the Judgment of the Court below be reversed and setaside and that the order made by said

January Term 1848

Court discharging the prisoner be rescinded, and that further proceed be had in the Court below not inconsistent with the opinion of the Court, and that a writ of procedendo issue to the Court below accordingly - and it is further considered by the Court that the Defendant in error pay the costs herein expended in this Court and that execution issue for the same. —

Daniel Wilford, Plff in Error } Writ of Error to the Judgment of the District Court of
against
James L. Lewis, Deft in Error } Cedar County. —

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find no error in the rendition of the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly And it is further considered by the Court that the Defendant in error recover of the Plff in error the Costs herein expended in this Court. —

Nicholas B. Brown, Plff in Error } Writ of Error to the Judgment of the District Court of
against
Addison Daniels Surviving partner &c. Deft in Error } Linn County. —

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find no error in the rendition of the Judgment of the Court below — It is therefore considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Deft in error recover of the plaintiff in error the costs herein expended in this Court. —

Ordered that Court adjourn until to morrow morning 9 oclock. —

J. F. Kinney } Assocate
Geo Greene } Justices

January Term 1848.

Saturday Morning January 29th 1848.—
Court met pursuant to adjournment.
Present the Honorable
John A. Kinney & Associate
George Greene } Justices

John C Sparks — Plff in Error
against
Benjamin Covell — Deft in Error

} Writ of Error to the Judgment of the District Court of Muscatine County.—

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, do find error in the rendition of the Judgment of the Court below.—

It is therefore considered by the court that the Judgment of the court below be reversed and setaside, and that further proceedings be had in the Court below not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Plff in error recover of the Defendant in error the costs herein expended in this Court.—

Peter Dilz — Plff in Error
against
John Zeigler — Deft in Error

} Writ of Error to the Judgment of the District Court of Muscatine County.—

This cause now coming on to be heard and the Court being now sufficiently advised in the premises, it appears to them that there is no error in the rendition of the Judgment of the court below—

It is therefore considered by the court that the Judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly— and that it is further considered by the court that the Defendant in error recover of the plaintiff in error the Costs herein expended in this court.—

Peter Dilty — Plff in Error
against
John Zeigler — Deft in Error

} Writ of Error to the Judgment of the District Court of Muscatine County.—

This cause now coming on to be heard and the Court being now sufficiently advised in the premises, it appears to them that there is no error in the rendition of the Judgment of the court below— It is therefore considered by the court that the Judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly, and it is therefore considered by the court that the Defendant in error recover of the plff in error the costs herein expended in this court.—

Hulbert Carothers Ext. al — Plffs in Error
against
Charles Evans — Deft in Error

} Writ of Error to the Judgment of the District Court of Muscatine County.—

The court being now sufficiently advised in the premises it appears to them that there is no error in the rendition of the Judgment of the court below. It is therefore considered by the

January Term 1848.

Court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the court below accordingly— and it is further considered by the Court that the Defendant in error recover of the plaintiff in error the costs herein expended in this Court. —

Lawson B. Hughes against John McCoy — Complt — Dft — In Chancery. An appeal from the Decree of the District court of Henry County. —

It is ordered by the Court that a reargument be had in this cause, and that the same be continued and reargued at the next term of the Supreme Court to be held in the first Judicial District in Burlington. —

Wm M. Chapman Et. al against Rodney Arnold — Plff in Error — Dft in Error — Writ of Error to the Judgment of the District court of Des moines County. —

It is ordered by the Court that a reargument be had in this Cause, and that the same be continued and reargued at the next term of the Supreme Court to be held in the first Judicial District in Burlington. —

Hadafa Stewart Et. al against Richard Noble — Plff in Error — Dft. in Error — Writ of Error to the Judgment of the District Court of Desmoines County. —

It is ordered by the Court that a reargument be had in this Cause, and that the same be continued and reargued at the next term of the Supreme Courts to be held in the first Judicial District in Burlington. —

Ordered that Court adjourn until Monday morning next 9 o'clock. —

J. F. Kinney
Associate Justices
Geo Greene

January Term 1848.

Monday Morning - January 31st 1848 Court met pursuant to adjournment

Present the Honorable

John F. Kinney } Associate
George Greene } Justices

Henry D. Brown
against
William H. Tuttle

Pltff in Error } Writ of Error to the Judgt of the District Court of
Deft in Error } Cedar County. —

This Cause now Coming on to be heard and the court being now sufficiently advised in the premises, it appeare to them that there is no error in the rendition of the Judgment of the Court below, It is therefore considered by the court that the Judgment of the court be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the court that the Defendant in error recover of the plaintiff in error the costs herein expended in this Court. —

William R. Edgar
against
John D. Wilkerson use of
Addison Daniels

Pltff in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Cedar County. —

This Cause now coming on to be heard and the Court being now sufficiently advised in the premises, it appears to them that there is no error in the rendition of the Judgment of the Court below — It is therefore considered by the court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the court below accordingly and it is further considered by the court that the Defendant in error recover of the pltff in error the Costs herein expended in this Court. —

Brown & Lewis
against
Wm Harris

Pltff in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Linn County

This day came the Defendant in Error by his Attorney, and gave notice of his intention to file a petition for rehearing of this Cause. —

The State of Iowa
against
Timothy D. Newt[illegible]

Pltff in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Johnson County. —

On motion of Hugh D. Downey Esqr. prosecuting Attorney of Johnson County, It is ordered by the court that the writ of procedendo awarded in this cause, do issue instanter. —

Ordered that Court adjourn until tomorrow morning 9 o'clock. —

J. F. Kinney } Associate
Geo Greene } Justices

January Term 1848.

Tuesday Morning February 1st 1848.

Court met Pursuant to adjournment

Present the Honorable

John F. Kinney } Associate
George Greene } Justices

Jones, Scott & Co. } Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
Joseph S. Fennimore } Defts in Error } Muscatine county.

This cause now coming on for further hearing, and the Court being now sufficiently advised in the premises, it appears to them that there is error in the rendition of the Judgment by the court below— It is therefore considered by the court that the Judgment of the Court below be reversed and setaside, and that a new trial be awarded the plaintiffs in error in the court below upon their the said Plaintiffs paying the costs as well in the court below as this court and that further proceedings be had in the court below not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant in error recover of the plaintiffs in error the costs herein expended in this court.—

Walter Terrell } Plff in Error } Writ of Error to the Judgment
against } of the "District Court of
Samuel Simpson } Defts in Error } Johnson" County.—

This day came the parties aforesaid by their Attorneys and the Court being now sufficiently advised of and concerning the plaintiffs petition for a rehearing, do order that a rehearing be had in this cause.—

Present Hon. C. C. Hastings Chief Justice.—

Walter Terrell } Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Samuel Simpson } Defts in Error } Johnson County.—

This cause now coming on to be heard and the Court having heard the arguments of Counsel on both sides, and not being sufficiently advised in the premises took time to consider of the same.—

ordered that Court adjourn until tomorrow morning 9 o'clock.—

Attest Thos. A. Sutton Clk.

J. F. Kinney
Geo. Greene

January Term 1848. —
Wednesday Morning February 2. 1848.
Court met pursuant to adjournment
Present the Honorable
S. C. Hastings, Chief Justice
John F. Kinney } Associate
George Greene } Justices

George Clann
against
The Board of Commissioners of Jones County
Pff in Error, Dfts in Error
Writ of Error to the Judgment of the District Court of Jones County. —

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises, delivered an opinion affirming the Judgment of the Court below, It is therefore Considered by the Court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further Considered by the Court that the Defendants in error recover of the Plaintiff in error the Costs herein expended in this Court. —

Kezin B. Packard
against
The United States
Pff in Error, Dft in Error
Writ of Error to the Judgment of the District Court of Louisa County. —

This Cause now coming on to be heard, and by Consent of the Attorneys the same is submitted to the Court for their advisement on the written arguments of the Counsel. —

It is ordered by the Court that George S. Hampton be and he is hereby appointed Clerk of this Court in and for the 4th Judicial District thereof, who thereupon took the oath to support the Constitution of the United States and the Constitution of this State, and for the faithful discharge of all the duties of his office as Clerk of this Court, and thereupon the said George S. Hampton together with William G. Woodward, Morgan Reno, Chauncey Swan and Curtis Bates as his securities entered into a penal bond in the sum of Five thousand Dollars conditioned according to law, which was approved in open court. —

Absent Hon. S. C. Hastings, Chief Justice —

Ansel Humphreys
against
Jeremiah Burge
Pff in Error, Dft in Error
Writ of Error to the Judgment of the District Court of Muscatine County. —

This Cause now coming on for hearing and the Court not having time to hear the arguments of Counsel this day, order that this cause be continued until tomorrow Morning. —

Ordered that Court adjourn until tomorrow morning 9 O'clock. —

S. C. Hastings Ch. Just.
J. F. Kinney

January Term 1848. (*)

Thursday Morning February 3rd 1848 Court met pursuant to Adjournment

Present the Honorable
S. C. Hastings, Chief Justice
John F. Kinney, Associate
George Greene, Justices

Walker Burrell — Plff in Error — Writ of Error to the Judgment of the District Court of Johnson County. (*)
against
Samuel Simpson — Deft in Error

This day came the parties aforesaid by their Attorneys, and by their agreement, It is now considered by the Court that the Judgment of the Court below be affirmed, and that by the further agreement of the parties It is further considered by the Court that the Defendant in error recover of the plaintiff in error the sum of Four hundred Dollars the Debt in the Declaration mentioned; and it is further ordered that execution issue herein against the said plaintiff in error for the sum of one hundred and fifty Dollars the damages agreed upon by the parties - and it is further considered by the Court that the Defendant in error also recover of the said plaintiff in error the costs herein expended as well in the Court below as in this Court, and that execution issue therefor —
And it is further agreed between the parties that the said Simpson the Defendant in error be and he is hereby released from the performance of the work mentioned in the writing obligatory on which this suit is founded

Absent the Honorable S. C. Hastings, Chief Justice —

Ansel Humphreys — Plff in Error — Writ of Error to the Judgment of the District Court of
against
Jeremiah Burge — Deft in Error — Muscatine County. (*)

This Cause now coming on for further hearing, and the Court having heard the arguments of Counsel on both sides And not being sufficiently advised in the premises, took time to Consider of the same. (*)

Ordered Court adjourn until tomorrow morning 9 o'clock

J. F. Kinney, Associate Judges
Geo Greene

Recd of S. Gilman seventy-dollars in full of this judgment and discharge of any damages thereon
Feb 22 1850. Samuel Simpson

1848 July 5. Filed
1848 July 5. This judgment is entered of record
August 31. 1848 Issued Execution

Friday Morning February 4th 1848 Court met pursuant to adjournment Present the Honorable John F. Kinney } Associate George Greene } Justices

Ansel Humphreys against Richard Beeson — Plff in Error, Defft in Error } Writ of Error to the Judgment of the District Court of Muscatine County. —

This cause now coming on to be heard, and by Consent of parties this cause is submitted to the court for their consideration, on the written argument of the Attorneys. —

John Lewis against Samuel K. Parker — Plff in Error, Defft in Error } Writ of Error to the Judgment of the District Courts of Linn County. —

This day came the plaintiff in error and moved the Court to grant a rehearing herein on the petition heretofore filed, which motion being heard and the court being now sufficiently advised in the premises, do order that said motion be sustained, It is therefore ordered by the court that a rehearing be granted the plaintiff in this cause, and that this cause be set for hearing at the next term of this court - until which time this cause is continued. —

Brown & Lewis against Wm Harris — Plffs in Error, Deft in Error } Writ of Error to the Judgment of the District Court of Linn County. —

This day came the Defendant in Error by his Attorney and filed his petition herein for a rehearing of this cause. —

Present the Hon. S. C. Hastings Chief Justice —

John Brown against The Board of Comrs. of Johnson County — Plff in Error, Deftes in Error } Writ of Error to the Judgment of the District Court of Johnson County. —

This cause now coming on to be heard and the court having heard the arguments of Counsel on both sides, and not being sufficiently advised in the premises took time to consider of the same. —

Richard R. Howard against Absalom Dollarhide Etal — Compl't, Defts. } In Chancery, An appeal from the Decree of the District Court of Louisa County. —

This cause now coming on to be heard and the Court having heard the Counsel on behalf of the Defendants, and not being sufficiently advised in the premises, took time to Consider of the same. —

January Term 1848.

Hugh Doran — Plff in Error — Writ of Error to the Judgment of the District Court of Mussacaline County.
against
Wm H. Randolph & Edward Tracy — Defts in Error

On motion of the plaintiff in Error by his Attorney, and it appearing to the satisfaction of the court that this Judgment of the Court below has been fully satisfied; It is therefore ordered by the Court that the Judgment affirming the Judgment of the court entered on a former day of this term of this court, be and the same is hereby setaside, and it is now considered by the court that the Defts in error recover of the plaintiff in error the costs herein expended in this court.—

Ordered that court adjourn until tomorrow morning 9 oclock.—

Attest C. H.

Geo Greene Assocate Judge

J F Kinney

Saturday morning, February 5th. 1848 court met pursuant to adjournment

Present the Honorable
S. C. Hastings, Chief Justice
John F. Kinney, Associate
George Greene, Justice

Walter Terrell — Plff in Error — Writ of Error to the Judgment of the District Court of
against
Samuel Simpson — Deft in Error — Johnson County.—

On motion, and proof of claim, It is ordered by the court that a lein be granted to Gilman Folsom for the sum of Eighty Dollars, to James P. Carleton for the sum of Fifty Dollars and to Stephen Mercher for the sum of Twenty Dollars, on the judgment rendered in this case on yesterday in favor of said Defendant in error against the Plff in Error.—

Rezin B. Packard — Plff in Error — Writ of Error to the Judgment of the District Court of
against
The United States — Deft in Error — Louisa County.—

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, delivered an opinion reversing the Judgment of the court below, It is therefore considered by the court that the judgment of the court below be reversed and setaside and that further proceedings be had in the Court below, not inconsistent with the opinion of this court, and that a writ of procedendo issue to the court below accordingly. It is furt

January Term 1848. —

John M. Young, Plff in Error, } Writ of Error to the Judgt.
against } of the District Court of
Thayer and Bryan, Surviving partners &c. Defts in Error } Lee County. —

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises, delivered an opinion affirming the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendants in error recover of the plaintiff in error the costs herein expended in this Court. —

Charles Mattoon, Plff in Error, } Writ of Error to the Judgment
against } of the District Court of
Jeremiah Burge, Deft in Error } Muscatine County. —

This day came the parties aforesaid by their Attorneys and thereupon the plaintiff in Error dismisses his writ of Error herein, It is therefore considered by the court that the writ of error herein be dismissed and that a writ of procedendo issue to the court below accordingly, and that the Defendant in error recover of the plaintiff in error the costs herein expended in this court. —

Charles Mattoon, Plff in Error, } Writ of Error to the Judgment
against } of the District Court of
Jeremiah Burge, Deft in Error } Muscatine County. —

This day came the parties aforesaid by their Attorney and thereupon the plaintiff in error dismisses his writ of Error herein It is therefore considered by the court that the writ of Error herein be dismissed, and that a writ of procedendo issue to the Court below accordingly, and that the Defendant in error recover of the plaintiff in error the costs herein in this court. —

Addison Daniels, Compltt, } In Chancery, An appeal from
against } the Decree of the District Court
Philip S. Wilkerson, Deft. } of Cedar County. —

This cause now coming for further hearing, and the Court being now sufficiently advised in the premises, It is considered by the Court that there is error in the rendition of the Decree by the Court below and that the same be reversed in so much of the same as orders a Special writ of Fieri facias to be issued and levied upon certain lands therein described. — And that so much of the said Decree as awards the payment by the Defendant to the Complainant of the sum of five hundred and twenty nine dollars and sixty nine cents be not reversed; and it is ordered that Judgment be entered in this Court for the recovery of the said sum with interest thereon from the rendition of the Judgment by the Court below to the rendition of this Decree — Whereupon it is finally ordered and decreed that the Complainant recover of the Defendant Philip S. Wilkerson the

sum of five hundred and fifty three Dollars and fifty one cents and that Execution issue therefor as on Judgments at Law, and also the costs herein expended as well in this court as in the court below all which is finally ordered and decreed.—

The President and Trustees of the town of Bloomington against John Phillips — Compl't / Deft — In Chancery, On appeal from the Decree of the District court of Muscatine County.—

On motion of the Defendant, It is ordered by the court that an Alias writ of certiorari issue in this case directed to the Clerk of the District Court of Muscatine County requiring him to certify and send up to this court the time when the final decree in this case was engrossed and signed by the court and annexed to the petition returnable on or before the first day of the next term of this court, until which time, It is ordered that this cause be continued

Ordered that court adjourn until Monday morning 9 o'clock.—

J. Catron Ch. J.
J. F. Kinney
Geo. Greene

Monday morning February 14th 1848 court met pursuant to adjournment

Present the Honorable
S. C. Hastings, Chief Justice
John F. Kinney } Associate
Geo. Greene } Justices

Richard Lords et al against J. Bennett & Co. — Pl'ffs in Error / Deft's in Error — Writ of Error to the Judgment of the District court of Muscatine County.—

This cause now coming on for further hearing and the court being now sufficiently advised in the premises, it appears to them that there is no error in the rendition of the Judgment by the court below, It is therefore considered by the court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendants in error recover of the plaintiffs in error the costs herein expended in this court.—

Alvin Allen against Channel Dunham — Pl'ff in Error / Def't in Error — Writ of Error to the Judgment of the District court of Des Moines County.—

This cause now coming on for further hearing and the court being now sufficiently advised in the premises, it appears to the

January Term 1848—

there is no error in the rendition of the Judgment by the Court below, It is therefore considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in error recover of the plaintiff in error the Costs herein expended in Court.—

William Meiller, Pltff in Error
against
Jacob Hardacre, Deft in Error
} Writ of Error to the Judgment of the District Court of Cedar County.—

The Court being now sufficiently advised in the premises affirm the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in error recover of the plaintiff in error the Costs herein expended in this Court.—

William Meiller, Pltff in Error
against
Jacob Sidell, Deft in Error
} Writ of Error to the Judgment of the District Court of Cedar County.—

The Court being now sufficiently advised in the premises, affirm the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in error recover of the plaintiff in error the Costs herein expended in this Court.

Isaac Z. Shuck, Pltff in Error
against
Alpheus Wright, Deft in Error
} Writ of Error to the Judgment of the District Court of Louisa County.—

This Cause now coming on to be heard and the Court being now sufficiently advised in the premises, it appears to the Court that there is no error in the rendition of the Decree of the Court below It is therefore now finally ordered and decreed that the said Deft in Error recover of the said plaintiff in error the sum of Three hundred and ninety three Dollars and Eighty seven cents with interest thereon at the rate of six per cent per annum from this time until paid, and it appearing to the satisfaction of the Court that the said sum of three hundred and ninety three Dollars and eighty seven cents, is secured by a mortgage on the land mentioned in the Complainants bill and described as follows towit, Lot No. Seven, and S.E. ¼ of S.W. ¼ of Section (11) in township 73 North of Range 2 west situated in the County of Louisa, It is therefore ordered and decreed by the Court that the said Isaac Z. Shucks equity of redemption in and to said mortgaged premises be forever foreclosed, and that the said mortgaged premises be sold to satisfy the foregoing Decree and that a Special execution issue to sell said mortgaged premises and that the Sheriff of the said County of Louisa sell the same as on execution issued on a Judgment at

law - and should them not be sufficient to satisfy the foregoing decree that then the said Defendant in error have a general execution as on Judgments at Law - and it is further ordered and decreed that the Defendant in error recover of the plaintiff in error the costs herein expended in this suit as well in this court as in the court below. -

Joshua Ryden Et al Pff's in Error } Writ of Error to the Judgment of
against } the District Court of
William G. Woodwards Defts in Error } Muscatine County. -

This cause now coming on to be heard and the court being sufficiently advised in the premises, it appears to them that there is error in the rendition of the Judgment by the court below - It is therefore considered by the court that the Judgment of the court below be reversed and setaside and that further proceedings be had in the court below not inconsistent with the opinion of this court and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the plaintiffs in error recover of the Defendant in error the costs herein expended in this court. -

Absent the Honorable S. C. Hastings - Chief Justice -

Albert G. Smith Pff in Error } Writ of Error to the Judgment of
against } the District court of
Richard H. Barrett Defts in Error } Cedar County. -

This day came the Defendant in error by his Attorney and moved the Court for an order that a writ of procedendo issue to the court below, on the Judgment rendered at this term dismissing the writ of error in this cause, which motion being heard, was overruled by the Court - and on the further motion of the said Defendant in error, a rule is granted him herein against the said plaintiff in error returnable on the first day of the next term of this court to shew cause if any he can why the agreement to dismiss this cause entered into between the said pff in error and the Attorney of the said Defendant in error shall not be cancelled. -

The Board of Commissioners of } Pff's in Error } Writ of Error to the Judgment
Muscatine County } of the District court
against } of Muscatine County.
Hezekiah Mougrave Et al Defts in Error }

It is ordered by the court that this cause be continued until the next term of this court. -

Ordered that Court adjourn until tomorrow morning 9 o'clock. -

S. C. Hastings Ch. J.

J. F. Kinney

Geo. Gower Assistant

January Term 1848

Tuesday Morning February 8th 1848 Court met pursuant to Appointment Present the Honorable S. C. Hastings, Chief Justice, John F. Kinney, George Greene, Associate Justices

Stephen Whicher against The Board of Commissioners of Cedar County — Plff in Error, Defts in Error — Writ of Error to the Judgment of the District Court of Cedar County.

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises, it appears to them that there is no error in the rendition of the judgment by the court below. It is therefore considered by the court that the judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly and it is further considered by the court that the Defendants in error recover of the plaintiff in error the costs herein expended in this Court.

Richard R. Howard against Absalom Dollarhide Et al. — Compl't, Defts. — In Chancery, An appeal from the Decree of the District Court of Louisa County.

It is ordered by the Court that this Cause be reargued at the next term of this court until which time the same is Continued.

Ephriam T. Lewis against Levi Lewis. — Plff, Deft — Motion for Judgment against Ambrose Harland Sheriff of Linn County.

On Motion of Stephen Whicher Esqr. Attorney for the plaintiff It is ordered by the Court that he have leave to withdraw the original execution that issued in this cause and the original papers in this Motion, upon his giving his receipt therefor.

Addison Daniels against Phillip E. Nickerson — Compl't, Deft — In Chancery, An appeal from the Decree of the District Court of Cedar County.

This day came the Defendant by his Attorney, and filed his petition herein for a rehearing, and thereupon moved the Court to grant a rehearing herein, which motion, is Continued until the next term of this court.

It is ordered by the court that each party in any cause have 20 days after the filing of the opinion of this Court in any case depending in this court with the clerk of this court, to file a petition for a rehearing, and that the case then stand as Continued on said motion for a rehearing until the next term of this Court.

January Term 1848

Wm. M. R. Thomas Etal Plffs in Error } Writ of Error to the Judgment of the District Court of Louisa County.
against
Edward B. Isett Deft in Error

The Court being now sufficiently advised in the premises, it appears to them that there is error in the rendition of the Judgment by the court below. It is therefore considered by the Court that the Judgment of the Court below be reversed and set aside, and that further proceedings be had in the Court below not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly, And it is further Considered by the Court that the plaintiffs in error recover of the Defendant in error the Costs herein expended in this Court.

Samuel L. Marshall Plff in Error } Writ of Error to the Judgment of the District Court of See County.
against
E. M. C. Sale Dft in Error

This Cause now coming on for further hearing and the court being now sufficiently advised in the premises, it appears to them that there is no error in the rendition of the Judgment by the court below. It is therefore considered by the Court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in error recover of the plaintiff in error the costs herein expended in this Court.

James Carothers Etal Plffs in Error } Writ of Error to the Judgment of the District Court of Muscatine County.
against
Thomas M. Isett Admr of Eli M. Mike deceased Deft in Error

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises, it appears to them that there is no error in the rendition of the Judgment by the Court below. It is therefore considered by the Court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in error recover of the plaintiffs in error the costs herein expended in this Court.

Jarius Harger Etal Plffs in Error } Writ of Error to the Judgment of the District Court of Muscatine County.
against
George M. Humphreys Sheriff &c. Deft in Error

This Cause now coming on for further hearing and the court being now sufficiently advised in the premises, it appears to them that there is error in the rendition of the Judgment by the Court below. It is therefore considered by the Court that the Judgment of the Court below be reversed and set aside, and that further proceedings be had in the Court below not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the plffs in error recover of the Defendants in error the costs herein expended in this Court.

January Term 1848

Ansel Humphreys Et al Plffs in Error } Writ of Error to the Judgment of the District Court of
against } Muscatine County.
George W. Humphreys Sheriff &c. Defts in Error }

This cause now coming on ~~for~~ further hearing and the court being now sufficiently advised in the premises, it appears to them that there is error in the rendition of the Judgment by the Court below—

It is therefore considered by the Court that the Judgment of the Court below be reversed and setaside and that further proceedings be had in the Court below not inconsistent with the opinion of this Court. And that a writ of procedendo issue to the Court below accordingly and it is further considered by the Court that the plaintiffs in error recover of the Defendant in error the Costs herein expended in this Court. &

Mattoon & Temple Plffs in Error } Writ of Error to the Judgment of the District Court of
against } Muscatine County.
Carstens, Angleroth & Co. Defts. in Error }

This cause now coming on for further hearing, and the Court being now sufficiently advised in the premises, it appears to them that there is error in the rendition of the Judgment by the court below, It is therefore considered by the Court that the Judgment of the court below be reversed and setaside, and that further procedings be had in the Court below not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly and it is further considered by the Court that the plaintiffs in error recover of the Defendants in error the Costs herein expended in this Court. &

Hustead & Dollarhide Plffs in Error } Writ of Error to the Judgment of the District Court of
against } Muscatine County.
The Board of Commissioners of Muscatine County Defts in Error }

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, it appears to them that there is error in the rendition of the Judgment by the Court below, It is therefore considered by the Court that the Judgment of the Court below be reversed and setaside, and that further proceedings be had in the Court below not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the plaintiffs in error recover of the Defendants in error the Costs herein expended in this Court. &

John Brown Plff in Error } Writ of Error to the Judgment of the District Court of
against } Johnson County.
The Board of Commissioners of Johnson County Defts in Error }

This cause now coming on for further hearing, and the Court being now sufficiently advised in the premises, it appears to them that there is no error in the rendition of the Judgment by the

Court below, It is therefore Considered by the Court that the Judgment the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in error recover of the plaintiff in error the Costs herein expended in this Court. +

John Holmes — Plff in Error
against
The State of Iowa — Deft in Error

} Writ of Error to the Judgment of the District Court of Muscatine County. —

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises, it appears to the Court that there is error in the ~~Judgment of the Court~~ rendition of the Judgment by the Court below, It is therefore considered by the Court that the Judgment of the Court below be reversed and setaside, and that further proceedings be had in the Court below not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly —

Elias M. Mackemer — Plff in Error
against
Waterman Benner — Deft in Error

} Writ of Error to the Judgment of the District Court of Muscatine County —

In this Case the Associate Justices disagreeing in opinion and the Chief Justice having been Counsel engaged in the Case, — It is therefore, by operation of law, Considered by the Court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further Considered by the Court that the Deft in error recover of the plff in error the Costs herein expended in this Court. —

William J. Carson — Plff in Error
against
Rufus A. Lucore — Deft in Error

} Writ of Error to the Judgment of the District Court of Linn County —

On motion of the Deft in Error by his Attorney, It is ordered by the Court that the order made herein on a former day of this term of this Court granting leave to the said Deft in error to withdraw his petition for a rehearing be setaside, — and it is ordered that the motion for a rehearing be Continued until the next term of this Court. —

Ordered that Court adjourn until tomorrow morning 9 o'clock. —

J. Charles, C. J.
J. F. Kinney
Geo. Greene

Wednesday Morning Febry 9. 1818 Court met Pursuant to adjournment
Present The Honorable
S. S. Hastings Chief Justice
J. F. Kinney } Associate
George Greene } Justices

Ansel Humphreys
against
Richard Beeson

Plff in Error } Writ of Error to the Judgment
of the District Court
Deft in Error } of Monroe County.—

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find that there is no error in the rendition of the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly and it is further considered by the Court that the ~~Plff~~ Defendant in Error recover of the Plaintiff in Error the costs herein expended in this Court.—

Ansel Humphreys
against
Jeremiah Burge

Plff in Error } Writ of Error to the Judgment
of the District Court of
Deft in Error } Monroe County.—

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in error recover of the Plaintiff in error the Costs herein expended, in this Court.—

Ordered that all causes not otherwise disposed of be continued until the next term of this Court

Ordered that Court adjourn until Court in Course.—

J. F. Kinney
Geo. Greene.

S. Hastings Ch. J.

June Term 1848.

At a Supreme court began and held in and for the 1st Judicial District, for the State of Iowa, at the State House in Iowa City, on Monday the 26th day of June A.D. 1848.

Present the Honorable —

The hour having arrived at which the court should be opened and no one of the Judges composing this court appearing, the Court therefore stands adjourned until tomorrow morning 10 oclock

Geo. S. Hampton clk

Tuesday Morning June 10th 1848

Court met Pursuant to adjournment.

Present the Honorable

S. C. Hastings, Chief Justice

J. F. Kinney, Associate Justice

It is ordered by the court that the plaintiffs in error in all cases on the Docket of this court, file their Assignment of Errors on or before tomorrow Morning. —

Present the Honorable George Greene Associate Justice —

Ordered that Court adjourn until tomorrow morning 8 oclock. —

S. Hastings — C. J.

J. F. Kinney

Geo. Greene Judge

Wednesday Morning June 28th 1848
Court met pursuant to adjournment
Present the Honorable
S. C. Hastings, Chief Justice
John F. Kinney } Associate
George Greene } Justices

State of Iowa } Pff in Error } Writ of Error to the Judgment
against } of the District Court
Timothy J. Stanton } Deft in Error } of Johnson County.—

This day came the parties by their Attorneys and thereupon John P. Cook Esqr. prosecuting Attorney of Cedar County moved the Court to direct the Clerk of this court to retax the costs in this Case, which motion being heard and the court being not sufficiently advised of the same took time to consider of the same.—

Isaac Wilson & } Pff in Error } Writ of Error to the Judgment
against } of the District Court of
John Mear Jr. } Deft in Error } Linn County.—

This day came the Defendants in Error by his Attorney, and thereupon he moved the Court to affirm the judgment of the Court below for reasons on file, which motion being heard and the Court being now sufficiently advised of the same, do order that said motion be sustained, It is therefore Considered by the Court that the Judgment of the Court below ~~that~~ be affirmed, and that a writ of procedendo issue to the court below accordingly, and it is further Considered by the Court that that the Defendant in Error recover of the plaintiff Wilson in Error the sum of One Dollar and fifty one cents being five per cent damages on the amount of the Judgment of the Court below, and also the costs herein expended in this Court.—

Absent the Honorable S. C. Hastings; Chief Justice—

State of Iowa } Pff in Error } Writ of Error to the Judgment
against } of the District Court of
John Carothers } Deft in Error } Louisa County.—

On motion of Wm. G. Woodward Esqr. the prosecuting Attorney for the County of Muscatine, It is ordered by the Court that the clerk of this Court retax the costs for a copy of the transcript herein and that he expunge from the transcript all papers copied therein not legally a part of said transcript and that the clerk of the District Court of ~~Louisa~~ Muscatine County pay the costs occasioned thereby.— and thereupon the Defendant in error moved the court to affirm the Judgment for reasons on file, which motion being heard and the Court not being sufficiently advised of the same, took time to consider of the same.—

Present the Honorable S. C. Hastings, Chief Justice—

Samuel L. Howe — Pltff in Error — Writ of Error to the Judgt of the District Court of Henry County.
against
James M. Walters and Truman Gilkins — Defts in Error

On Motion of the plaintiff in error by his Attorney, a rule is granted him herein against the Defendants in error that they shew Cause if any they can why they do not file a joinder in error herein returnable on tomorrow morning. —

Wm G. Walker — Pltff in Error — Writ of Error to the Judgment of the District Court of Lee County. —
against
Michael Sellars — Deft in Error

On Motion of the Defendant in error herein by his Attorney It is ordered by the Court that the rule heretofore granted against the Clerk of the District Court of Lee county be discharged, and on the further motion of said Defendant in error, It is ordered by the Court that the writ of Error herein be dismissed and that the said Defendant in error recover of the plaintiff in error the costs herein expended in this Court. —

Joseph Wilfords Jr. — Pltff in Error — Writ of Error to the Judgment of the District Court of Cedar County. —
against
William Miller — Deft in Error

On motion of the Defendant in error, It is ordered by the Court that this cause be Stricken from the Docket of this Court. —

O. Glevie & Isett for Bloomington — Pltffs in Error — Writ of Error to the Judgment of the District Court of Muscatine County. —
against
Sael Foster — Deft in Error

By Consent of parties, It is ordered by the Court that this cause be Continued until the next term of this Court. —

Absent the Honorable S. C. Hastings, Chief Justice —

Joseph Knox — Pltff — Rule to shew cause why Attachment shall not issue for Contempt of this Court. —
against
The Board of Commissioners of Keokuk county Et. al — Defts

This day the Defendant Samuel A. James appeared under the rule of this Court, and thereupon by his Attorney he moved the court to be discharged from under said rule which motion being heard and the court not being sufficiently advised in the premises took time to consider of the same. —

Luther M. Dickok — Pltff in Error — Writ of Error to the Judgment of the District Court of Des moines County. —
against
Nathan Mustine — Deft in Error

By Consent of parties, It is ordered by the Court that this cause be Continued until the next term of this Court. —

Archibald Scott — Plff in Error — Writ of Error to the Judgment of the District Court of Muscatine County.
against
Richard Calvin — Deft in Error

By Consent of the parties by their Attorneys, It is considered by the court that the judgment of the court below be affirmed and that judgment be rendered in this court in favor of the ~~Plff~~ Defendant in Error and against the plaintiff in Error for the sum of Sixty four Dollars and thirty one cents.—

It is therefore considered by the court that the Defendant in error recover of the plaintiff in error the sum of Sixty four Dollars and thirty one cents with interest thereon at the rate of Six per cent per annum from this time until paid, and also the costs herein expended as well in this court below as in this Court.—

James R. Sayerweather Et.al. — Plffs in Error — Writ of Error to the Judgment of the District Court of Keomonies County.—
against
John Menstine use &c. — Deft in Error

By Consent of the parties by their Attorneys, It is ordered by the court that this cause be continued until the next term of this court.—

Jonathan Pringey Et.al. — Plffs in Error — Writ of Error to the Judgment of the District Court of Muscatine County.—
against
John Carothers — Deft in Error

On motion of the plaintiffs in Error by their Attorney, a Rule is granted them herein against the Defendant in Error to shew cause if any he can why he shall not join in error on or before tomorrow morning.—

William J. Carson — Plff in Error — Writ of Error to the Judgment of the District Court of Linn County.—
against
John N. Duncan — Deft in Error

On motion of the plaintiff in error by his Attorney, a rule is granted him herein against the Defendant in error to shew cause if any he can why he shall not join in error on or before tomorrow morning.—

Albert G. Smith — Plff in Error — Writ of Error to the Judgment of the District court of Cedar County.—
against
Richard L. Barrett — Deft in Error

This day came the parties aforesaid by their Attorneys and on motion of the Deft in error, It is ordered by the court that the answer of the plaintiff in error made to the rule granted against him at the last term of this court, be referred, for inspectenance, to a committee consisting of Messrs Hall, Bissell and Cook, and that they make report to this court.—

Isaac Carothers Admr Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Isaac S. Vanhagan Deft in Error } Muscatine County.—

By consent of the parties by their Attorneys, It is ordered by the Court that this cause be continued until the next term of this Court.—

Manning & Davis Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
Calvin Manning Deft in Error } Van Buren County.—

This day came the Defendant in Error by his Attorney, and thereupon he moved the court to affirm the Judgment of the court below for reasons on file which motion being heard and the court being now sufficiently advised of the same do order that said motion be sustained; It is therefore considered by the court that the Judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant in error, recover of the plaintiffs in error the sum of Seventy two Dollars and forty seven cents being five per cent damages on the amount of the Judgment of the court below, and also the costs herein expended in this Court.—

James G. Morrows Admrs Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
George M. Carpenter Deft in Error } Muscatine County

This day came the parties aforesaid by their Attorneys, and thereupon the Defendant in Error moved the court to affirm the Judgment of the Court below for reasons on file, which motion being heard and the court not being sufficiently advised of the same took time to consider thereof.—

Present the Honorable S. C. Hastings, Chief Justice

William Rate a native of England this day came personally into court and made application to be naturalized and admitted a citizen of the United States of America, and he having previously filed his declaration according to law, and produced evidence of his residence and good character as required by law, and he now having taken the oath to support the Constitution of the United States and to entirely renounce and abjure all allegiance and fidelity to every foreign Prince, potentate, State and Sovereignty whatever and particularly to Victoria Queen of the United Kingdoms of Great Brittain and Ireland, whereof he was a subject—

It is therefore ordered by the Court that he the said William Rate be admitted to naturalization and enrolled a Citizen of the United States according to law.—

The President and Trustees of the Town of Bloomington } Plffs in Error
against
John Phillips Et. al. } Defts in Error

} Writ of Error to the Judgment of the District Court of Muscatine County.—

This cause now coming on for hearing and the Court having heard the arguments of Counsel, and not being sufficiently advised in the premises took time to Consider of the same.—

Ordered that Court adjourn until tomorrow morning 8 o'clock.—

S. C. Hastings Ch. J.
J. F. Kinney
Geo Greene

Thursday morning June 29th 1848 Court met, pursuant to adjournment.
Present the Honorable
S. C. Hastings Chief Justice
John F. Kinney } Associate
George Greene } Justices

State of Iowa } Plff in Error
against
Timothy J. Newton } Deft in Error

} Writ of Error to the Judgment of the District Court of Johnson County.—

The Court being now sufficiently advised in the premises of and concerning the plaintiffs motion to direct the Clerk of this Court to retax the costs herein, Do order that said motion be overruled.—

Joseph Knox } Plff
against
The Board of Commissioners of Keokuk County & Samuel A. James } Defts

} Rule to shew cause why an Attachment shall not issue against them for a contempt of this Court.

The Court being now sufficiently advised of and concerning the motion of the ~~Deft~~ James to be discharged from said rule do order that said motion be sustained, It is therefore considered by the Court that the said Deft Samuel A. James be discharged from answering further to said rule and that the said James Recover of the plaintiff Joseph Knox the costs herein expended by reason of said rule.—

State of Iowa Plff in Error } Writ of Error to the Judgment
against of the District Court of
John Carothers Defdt in Error } Louisa County.—

The Court being now sufficiently advised of the Defts motion to affirm the Judgment of the Court below do order that said motion be overruled.—

Leonard Platner Plff in Error } Writ of Error to the Judgment of
against the District Court of
Joseph Mofford Et al Defts in Error } Linn County.—

On motion of the plaintiff in error it is Ordered by the Court that the clerk of this Court retax the costs for the copy of the transcript filed herein and that he strike from said transcript all papers copied therein which does not form a part of the record in the case, and that the clerk of the District Court of Linn County pay the expenses accasioned thereby.—

Absent the Honorable C. C. Hastings, Chief Justice—

Albert G. Smith Plff in Error } Writ of Error to the Judgment of
against the District Court of
Richard F. Barrett Defdt in Error } Cedar County.—

This day came the parties aforesaid by their Attorneys, and thereupon the Committee to whom the answer of the ~~complainant~~ Plaintiff in error was refered to, ~~which~~ ~~as~~ made a report, which is approved by the Court, and it is ordered by the Court that the clerk of this Court strike from said answer the impertinent matters recommended in the report of the Committee to be stricken therefrom, which was accordingly done, and thereupon this cause coming on to be heard on the rule, and the Court having heard the parties, and not being sufficiently advised took time to consider of the same.—

Samuel L. Howe Plff in Error } Writ of Error to the Judgment
against of the District Court of
James M. Walters & Defts in Error } Henry County.—
Truman Shinn

The Defendants in error having failed to join in error as ruled by this Court, and this cause now coming on for hearing and the Court being sufficiently advised in the premises, do order and decree that the decree of the District Court of Henry County be reversed and setaside, and it is now finially decreed and ordered that the complainants injunction herein be made perpetual and that the Defendants pay the costs herein expended ~~as~~ well in this Court as the court below and that execution issue therefor.—

And it is ordered by the Court that the Defendants have leave to appear at the next term of this court and move to set aside the above decree and reversal of the decree of the Court below, and the cause is continued for that purpose until the next term of this Court.—

John B. Creswell — Pltff in Error — Writ of Error to the Judgment of the District Court of
against
Henry A. McCartney — Deft in Error — Washington County.—

This day came the Defendant in Error by his Attorney, on his motion, It is ordered by the court that this cause be placed on the Docket of this court, and on the further motion of said Defendant in Error, It is considered by the Court that the writ of error herein be dismissed, for reasons on file, and that a writ of procedendo issue to the court below accordingly, and that the Defendant in error recover of the plaintiff in error the costs herein expended in this Court.—

James G. Morrow & Adm'r — Pltfs in Error — Writ of Error to the Judgment of the District Court
against
George M. Carpenter — Defts in Error — of Muscatine County.—

The Court being now sufficiently advised in the premises as to the motion of the said Defendant in error to affirm the Judgment of the court below, do order that said Motion be overruled, and this cause now coming on to be heard, and the Court having heard the arguments of counsel and being sufficiently advised in the premises, it appears to them that are is error in the rendition of the Judgment in the Court below, It is therefore considered by the court that the Judgment of the Court below be reversed and setaside, and that further proceedings be had in the Court below accordingly, and that a writ of procedendo be issued directing the Court below to proced in the premises according to law, and it is further considered by the Court that the plaintiffs in error recover of the Defendant in error the costs herein expended in this Court.—

John Perry et. al — Pltfs in Error — Writ of Error to the Judgment of the District Court
against
Joseph D. Denson. — Deft in Error — of Cedar County.—

This cause now coming on to be heard and the Court having heard the arguments of Counsel, and not being sufficiently advised in the premises took time to consider of the same.—

Daniel T. Newcomb — Pltff in Error — Writ of Error to the Judgment of the District Court of
against
Hugh Porter — Deft in Error — Muscatine County.—

By consent of parties by their Attorneys, It is ~~Ordered~~ Considered & ordered by the Court that this cause be continued until the next term of this Court.—

William J. Carson — Pltff in Error — Writ of Error to the Judgment of the District Court of
against
Rufus A. Lucore — Deft in Error — Linn County.—

On motion of the Defendant in Error, It is ordered by the Court that this cause be striken from the Docket of this Court ~~without~~ without prejudice to the plaintiff in error.—

Leonard Platner Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Joseph Mofford Et al Defts in Error } Linn County. —

This day came the parties by their Attorneys and thereupon the Defts in Error moved the Court to affirm the Judgment of the Court below for reasons on file, which motion being heard by the Court was overruled by the Court — And this cause now coming on for hearing and the Court having heard the argument of Counsel and not being sufficiently advised in the premises took time to Consider of the same. —

Abijah B. Meason Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Ephraim T. Lewis Et al Defts in Error } Linn county. —

This cause now coming on for hearing, and by consent of the parties the same is submit to the court, on the written argument of the Counsel, for their advisement. —

Present the Honorable S C. Hastings, Chief Justice —

John Lewis Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Samuel H. Parker Defts in Error } Linn County. —

This day came the parties by their Attorneys, and thereupon the Clerk of this Court served a written notice on John David Esqr. the Attorney for the Defendant in Error of the time when the rehearing is ordered by this court to be had in this cause — And it is ordered by the Court that this cause be continued until the next term of this court. —

Charles S. Foster Plff in Error } Writ of Error to the Judgment
against } of the District Court of
William Wilson Deft in Error } Johnson County. —

On Motion of the Defendant in Error by his Attorney and it appearing to the Satisfaction of the Court that the plaintiff in error has failed to assign errors herein, It is therefore Considered by the Court that the ~~Court~~ judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further Considered by the Court that the Defendant in error recover of the plaintiff in error the ~~costs~~ sum of Twelve Dollars and seventy five cents being five per cent on the amount of the Judgment of the Court below, and also the costs herein expended in this Court. —

Absent the Honorable S C. Hastings, Chief Justice —

State of Iowa, Plff in Error } Writ of Error to the Judgment
against } of the District Court of
John Carothers, Defdt in Error } Louisa County.—

This day came the parties by their Attorneys and thereupon the Defendant in error moved the Court to dismiss the writ of error herein for reasons on file, which motion being heard and the Court not being sufficiently advised of the same, took time to consider thereof.—

Hezekiah Musgrave Et al. Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
The Board of Commissioners } Defts in Error } Muscatine County.—
of Muscatine county }

This day this cause came on for hearing and the Court having heard the arguments of Counsel, and not being sufficiently advised in the premises took the same under advisement.—

Present The Hon. S. C. Hastings, Chief Justice—

Richard R. Howard, Complt. } In Chancery. An appeal from
against } the Decree of the District Court
Absalom Dollarhide & al. Defts } of Louisa County.—

It is ordered by the Court that this cause be continued until the next term of this.—

Absent the Honorable S. C. Hastings, Chief Justice.—

Benjamin Covell, Deft in Error } Writ of Error to the Judgment
against } of the District Court of
Thomas C. Metts, Deft in Error } Muscatine County.—

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in error moved the Court to affirm the Judgment of the Court below, for reasons on file, which motion being heard by the Court, and the Court being now sufficiently advised of the same, do order that said motion be sustained, It is therefore considered by the Court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in error recover of the plaintiff in error the costs herein expended in this Court.—

Present the honorable S. C. Hastings, Chief Justice—

William J. Carson, Plff in Error } Writ of Error to the Judgment
against } of the District Court of
John F. Duncan, Deft in Error } Linn County.—

This cause now coming on for hearing and the court having heard the arguments of Counsel, and not being sufficiently advised in the premises took time to consider of the same.—

Jonathan Pringey Etal a/c Plffs in Error } writ of Error to the Judgment
against } of the District Court of
John Carothers Deft in Error } Muscatine County -

The Defendant in Error having failed to join in error or to shew any sufficient cause why he does not do so under the rule of this Court made in this cause on yesterday, and this cause now coming on for hearing on the transcript and the plaintiff's assignment of errors, and the court having heard the arguments of the counsel for the plaintiffs in error, and not being sufficiently advised in the premises took time to consider of the same. —

Elias M. Mackemer Plff in Error } writ of Error to the
against } Judgment of the District
John C Sparks use of } Court of
Benjamin F. Olds Deft in Error } Muscatine county. —

On motion of the Defendant in Error It is considered by the court that the Judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant in error recover of the plaintiff in error the sum of Two Dollars and sixty cents being five per cent damages on the amount of the Judgment of the court below, and also the costs herein expended in this Court. —

On motion, Lemuel B. Patterson was admitted to practice in this Court, he having first taken the oath to support the Constitution of the United States and of this State and to honestly demean himself in the practice of the law, as a counsellor and Attorney and Solicitor in Chancery. —

Ordered that court adjourn until tomorrow morning 8 o'clock. —

J. Wilson C.J.
J. F. Kinney
Geo. Greene Justices

Friday Morning June 30th 1848 Court
Met pursuant to adjournment
Present the Honorable
S. C. Hastings Chief Justice
John F. Kinney } Associate
George Greene } Justices

State of Iowa Plff in Error } Writ of Error to the Judgment
against } of the District Court of
John Carothers Defft in Error } Louisa County —

The Court being now sufficiently advised of the Defts in error's motion to dismiss the writ of error herein, do order that said motion be sustained, It is therefore considered by the Court that the writ of Error herein be dismissed and that a writ of procedendo issue to the Court below accordingly — and that

Albert G. Smith Plff in Error } Writ of Error to the
against } Judgment of the District
Richard F. Barrett Defft in Error } Court of Cedar County —

The Court being now sufficiently advised of and Concerning the rule against the said plaintiff in error, and his answer thereto, and all things touching the same being seen and inspected and fully understood, It is ordered by the Court that the rule be discharged, It is therefore Considered by the Court that the plaintiff in error recover of said Defendant in error the costs herein expended occasioned by said rule. —

The President and Trustees of the Town of Bloomington } Complts } In Chancery, and on appeal from the Decree of the
against } District Court of Muscatine County.
John Phillips Et. al Defts

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises, it appears to them that there is no error in the rendition of the Decree of the Court below, It is therefore considered by the Court that the Decree of the Court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and it is further Considered by the Court that the Complainants recover of the Defendants the costs herein expended ~~and that~~ in this Court. —

Isaac Wilson Et. al Plff in Error } Writ of Error to the Judgt
against } of the District Court of
John Crear Jr. Defft in Error } Linn County. —

This day came the Defendant by his Attorney, and moved the Court to set aside the Judgment rendered in this cause at the present term of this Court, which motion being heard and the Court being sufficiently advised of the same, do order that said motion be overruled. —

Absent the Honorable S. C. Hastings Chief Justice—

Elijah Sells Admr &c. Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Mary Morrow Defdt in Error } Muscatine county.

This day came the parties by their Attorneys and thereupon the pltff in error moved the court for leave to amend his assignment of errors filed herein, which motion being heard by the court, was sustained, and it is ordered that said plaintiff in error have leave to amend his assignment of errors which was done and said amendment filed.—

Present the Honorable S. C. Hastings, Chief Justice—

State of Iowa Pltff in Error } Writ of Error to the Judgment
against } of the District Court of
Edwin K. Moore Defdt in Error } Linn county.—

This day came the parties by their Attorneys, and submitted this Cause to the court for their advisement.—

Addison Daniels Complt } In Chancery, An appeal from the
against } Decree of the District Court of
Phillip S. Wilkerson et al Defts } Cedar County.—

This cause coming on for hearing upon petition for rehearing and the same being fully heard, and evidence of payment being received it is ordered that the Decree rendered in this Cause at the last January term of this court be setaside, and it is now finally decreed and ordered by the court that the Complainant Addison Daniels have and recover of the Defendant Philip S. Wilkerson the sum of three Hundred and seventy nine dollars and twelve cents, and that the complainant have a lien on the following described premises for the payment of said sum and interest, and also the costs of this suit to wit lying and being in the County of Cedar and State of Iowa, that is to say, the east half of the North west quarter of Section No Nine in Township number eighty, North of Range number three west of the fifth principal Meredian containing Eighty acres be the same more or less with all the previleges and appurtenances thereunto belonging—

And it is further ordered by the court that a special execution issue to the Sheriff of Cedar County directing him to sell the said lands or so much thereof as will satisfy the above mentioned Debt interest and costs, as on executions that issue on Judgments at law—

And if the above described land do not sell for a sum sufficient to satisfy this decree, that an execution shall issue against Philip S. Wilkerson as on ordinary Judgments at law, and it is further ordered by the court that the complt recover of the Defendant Philip S. Wilkerson the Costs herein expended in this suit as well in this Court as in the Court below.—

Brown & Lewis
against
Wm Harris

Plff in Error
Deft in Error

Writ of Error to the Judgment of the District Court of Linn County —

By Consent of Parties, It is ordered by the Court that the petition for a rehearing filed in this Cause, be heard in Dubuque at the sitting of this Court in July. —

State of Iowa
against
Edwin H. Moore

Plff in Error
Deft in Error

Writ of Error to the Judgment of the District Court of Linn County —

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises, it appears to them that there is no error in the rendition of the Judgment in the Court below — It is therefore considered by the Court that the Judgment of the court below be affirmed, and that the said Edwin H. Moore be discharged from his recognizance and go hence without day and that a writ of procedendo issue to the Court below accordingly. —

Jonathan Ringey Et al
against
John Carothers

Plffs in Error
Deft in Error

Writ of Error to the Judgment of the District Court of Muscatine County. —

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises, it appears to them that there is no error in the rendition of the Judgment of the court below, It is therefore considered by the Court, that the Judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly and it is further Considered by the Court that the Defendant in Error recover of the plaintiffs in error the costs herein expended in this Court. —

William J. Carson
against
John N. Duncan

Plff in Error
Deft in Error

Writ of Error to the Judgment of the District Court of Linn County. —

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises, it appears to them that there is error in the rendition of the Judgment in the Court below, It is therefore considered by the Court that the Judgment of the Court below be reversed and setaside and that further proceedings be had in the court below not inconsistent with the opinion of this court, and that a writ of procedendo issue to the court below accordingly — and it is further considered by the Court that the ~~Deft~~ plaintiff in error recover of the Defendant in error the costs herein expended in this Court. —

Absent the Honorable
S. C. Hastings, Chief Justice

Elijah Sells Admr &c. Plff in Error } Writ of Error to the Judgment of
against } the District Court of
Mary Morrow Defd in Error } Muscatine County.

This day this cause came on for hearing and the same is submitted to the court on the written argument of the counsel for their advisement.

Ordered that court adjourn until tomorrow morning 10 o'clock.

J. F. Kinney
Geo. Greene.

Saturday Morning July 1st 1848 Court met pursuant to adjournment

Present the Honorable
S. C. Hastings, Chief Justice
John F. Kinney } Associate
George Greene } Justices

Ebenezer Cook Et. al Plffs in Error } Writ of Error to the Judgment of
against } the District Court of
The President Directors and Co. of The Steuben County Bank Defts in Error } Scott County.

This cause having heretofore been submitted to the court and the Court having had the same under advisement, and being now sufficiently advised in the premises - it appears to them that there is no error in the rendition of the Judgment of the court below, It is therefore Considered by the Court that the Judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the Court that the Defendants in error recover of the plaintiffs in error the costs herein expended in this court.

Absent the Honorable S. C. Hastings, Chief Justice -

John Perry and William Thorn Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
Joseph D. Denson Defts in Error } Cedar County -

And now the court having been sufficiently advised in the premises find there is error in the rendition of the Judgment as to William Thorn sufficient to reverse the same, unless a correction be voluntarily made; and thereupon comes Joseph D. Denson the Defendant in error by Stephen Whicher his Counsel in this cause, and voluntarily concedes that the liability of William Thorn on the Judgment shall be limited to the sum of seventy five dollars - whereupon on motion of the Defendant in error it is considered by the court that the Judgment of of the District Court of Cedar County be affirmed - It is therefore Considered by the court that Joseph D. Denson have and recover of John Perry the Defendant below and of William Thorn the security of the said John Perry in the appeal bond from the Justice of the peace as well the sum of Three Dollars and thirty nine cents his damages as also the sum of one hundred and seventy three dollars and

fourteen cents the costs of the said Denson by him about his suit in that behalf expended, together with the costs herein expended in this court by the rendition of this judgment — And it is ordered by the court that the Clerk indorse on any execution that may be issued on this judgment that as to William Thorn said judgment and Execution be satisfied on the payment by him of the said sum of Seventy five Dollars — And it is further considered by the court that the plaintiff in error recover of the Defendant in error the costs herein expended in this court in suing out the said writ of Error and prosecuting the same. —

Albert G. Smith, Plff in Error; against; Richard H. Barrett, Defdt in Error } Writ of Error to the Judgment of the District Court of Cedar County. —

This day the Defendant in error moved the court for a rehearing of the rule against the said plaintiff in error, which motion being heard was overruled by the court. —

Joseph Hamilton a native of Canada and a subject of Victoria Queen of the United Kingdoms of Great Brittain and Ireland this day came personally into court and made application to be naturalized and admitted and enrolled a citizen of the United States of America, and he having produced satisfactory evidence as to his residence and good character as required by law, and he now having taken the oath to support the Constitution of the United States, and to entirely renounce and abjure all allegiance and fidelity to every foreign Prince, Potentate, State and Sovereignity whatever and particularly to Victoria Queen of the United Kingdoms of Great Brittain and Ireland, whereof he was a subject. —
It is therefore ordered by the court that he the said Joseph Hamilton be admitted to naturalization and enrolled a citizen of the United States of America according to law. —

Present the Honorable, S. C. Hastings, Chief Justice —

Elijah Sells Admr &c. against Mary Morrow, Plff in Error; Deft in Error } Writ of Error to the Judgment of the District Court of Muscatine County. —

This cause now coming on for further hearing and the court being now sufficiently advised in the premises, it appears to them that there is no error in the rendition of the Judgment in the Court below, It is therefore considered by the court that the Judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and it is further Considered by the court that the Defendant in error recover of the plaintiff in error the costs herein expended in this Court.

Leonard S. Platner Plff in Error } Writ of Error to the Judgment of
against the District Court of
Joseph Moffat et. al. Defts in Error } Linn County.—

This cause now coming on for further hearing and the court being now sufficiently advised in the premises, it appears to them that there is no error in the rendition of the judgment in the court below, It is therefore considered by the court that the Judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defts in error recover of the plaintiffs in error the costs herein expended in this court.—

Absent the Honorable S. C. Hastings, Chief Justice—

Hezekiah Musgrave et. al. Plffs in Error } Writ of Error to the Judgt
against of the District court
The Board of Comrs of } Defts in Error } of Muscatine County.
Muscatine County

This Cause now coming on for further hearing and the court being now sufficiently advised in the premises, it appears to them that there is error in the rendition of the Judgment in the court below— It is therefore considered by the court that the Judgment of the court below be reversed and setaside, and that further proceedings be had in the court below not inconsistent with the opinion of this court, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that that the plffs in error recover of the Defts in error the costs herein expended in this court.—

Abijah B. Mason Plff in Error } Writ of Error to the Judgment
against of the District court of
Ephraim T. Lewis et. al. Defts in Error } Linn county.—

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, it appears to them that there is no error in the rendition of the Judgment in the court below, It is therefore considered by the court that the Judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defts in error recover of the plff in error the costs herein expended in this court.—

Present the Honorable S. C. Hastings, Chief Justice—

State of Iowa Deff } Writ of certiorari to the Jnogment
against of the District court of
Timothy J. Newton Deft } Johnson county—

It is ordered by the court that the writ of certiorari be dismissed—

J

William J. Carson — Plff in Error — Writ of Error to the Judgt. of the District Court of
against
John N. Duncan — Deft in Error — Linn County —

This day came the Defendant in Error by his Attorney and filed herein a petition for a rehearing and moved the Court for a rehearing, which motion being heard and the Court being now sufficiently advised of the same, do order that said motion be overruled, the Honorable Chief Justice Hastings dissenting from said opinion of the Court. —

John D. Abel Sheriff of Johnson County is allowed the sum of Fourteen Dollars for preparing the Court room and attending this Court during the present term. —

X

Joseph Lucas — Compt. — In Chancery. An appeal from the Decree of the District Court of
against
Richard H. Barrett — Deft — Muscatine County —

This day this cause came on for further hearing and the Court being now sufficiently advised in the premises, It appears to the Court that there is no error in the rendition of the Decree by the Court below, It is therefore considered by the Court that the Decree of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly and it is further considered by the Court that the Defendant recover of the Complainant the costs herein expended in this Court. —

X

Brown & Lewis — Plffs in Error — Writ of Error to the Judgment of the District Court of
against
William Harris — Dfts in Error — Linn County. —

This cause coming on for hearing as per agreement of parties, and the Court being now sufficiently advised of and concerning the petition for a rehearing filed herein, Do order that said motion for a rehearing in this cause be sustained, It is therefore considered by the Court that a rehearing be granted in this cause, and that the same be had at the next June term of this Court, and that this cause be continued until that time. —

Ordered that Court adjourn until Court in Course. —

J. T. Hornby
Geo. Greene Hastings

June Term 1849.

At a Supreme Court begun and held in and for the State of Iowa, in the 4th Judicial District thereof, at the State House in Iowa city on the 20th day of June A. D. 1849 —

Present Geo. S. Hampton, Clerk

The hour having arrived for the meeting of the Court on this day, and no one of the Judges appearing the court is therefore adjourned until to morrow morning 10 o'clock —

Geo. S. Hampton Clerk

Tuesday Morning 10 o'clock, June 26th A. D. 1849.

The Judges not appearing, the Court is adjourned until to morrow morning 10 o'clock

Geo. S. Hampton, Clerk

Wednesday Morning June 27th 1849 Court met pursuant to adjournment

Present the Honorable

Joseph Williams, Chief Justice
John St. Kinney } Associates
George Greene } Justices

It is ordered by the Court that the plaintiffs in Error in all the Appearances on the Docket to this Term, have until tomorrow morning at the meeting of the Court to assign Errors. —

Daniel K. Newcomb Pff in Error } Writ of Error to the Judgment
against } of the District Court of
Hugh Porter Deft in Error } Muscatine County.

This day came the plaintiff in Error by his Attorney, and dismissed the Writ of Error herein, It is therefore considered by the Court that the Writ of Error herein be dismissed, and that a Writ of procedendo issue to the Court below accordingly, and that the Defendant recover of the plaintiff in Error the Costs herein expended in this Court. —

Brown and Lewis Pff in Error } Writ of Error to the Judgment
against } of the District Court of
William Harris Deft in Error } Linn County. —

This day came the parties aforesaid by their Attorneys and thereupon the Clerk of this Court gave Stephen Mitchell Esqr notice of the time of the hearing of this Cause, and It is ordered that this cause be continued until the next term of this Court. —

June Term 1849.

Allison S. Willits Deft in Error } Writ of Error to the
against } Judgment of the District
Alonzo D. Denny Deft in Error } Court of Scioto County.—

This day came the plaintiff by his Attorney, and on his Motion leave is given him to withdraw the writ of Error herein— It is therefore Considered by the Court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this Court. ——

William Garretson Deft in Error } Writ of Error to the
against } Judgment of the District Court
George M. Means Deft in Error } of Scioto County.—

This day came the parties aforesaid by their Attorneys and thereupon this cause came on to be heard and the Court having heard the arguments of Counsel on both sides, and not being sufficiently advised in the premises took time to Consider of the same.—

Joseph Knox Plff } Rule to show cause when
against } an attachment shall not
The Board of Commissioners } Deft. } issue against Defts. ——
of Hocking County

On motion of the plaintiff it is ordered that this cause be dismissed, It is therefore Considered by the Court that the Defendants recover of the plaintiff the Costs herein expended.—

It is ordered by the Court that William F. Kesplum be and he is hereby appointed Messenger of this Court for the present term and that he be allowed the sum of One Dollar per day for such services —.

Ordered that Court adjourn until to-morrow morning 8 o'clock. —

J. Williams Ch. Jus.
D. F. Kearney
Geo. Gregg

June Term 1849.

Thursday Morning June 28th A.D. 1849 Court met agreeably to adjournment

Present the Honorable
Joseph Williams, Chief Justice
John H. Kinney } Associate
George Greene } Justices

William Carrelson against George Pickens — Pltff in Error } Writ of Error to the Judgment of the District Court of Linn County — Deft in Error

The court being now sufficiently advised in the premises delivered an opinion affirming the Judgment of the District court, It is therefore considered by the court that the Judgment of the District Court be affirmed and that a writ of procedendo issue to the court below accordingly, and that the Defendant in error recover of the plaintiff in error the costs herein expended in this court —

John C. Berry against Laurence Hollenbeck — Pltff in Error } Writ of Error to the Judgment of the District court of Linn County — Deft in Error

This day came the parties aforesaid by their Attorneys and thereupon the Defendant moved to affirm the Judgment of the District Court for reasons on file, which motion being heard was sustained by the court, It is therefore considered by the court that the Judgment of the District court be affirmed and that a writ of procedendo issue to the court below accordingly; and it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the sum Four Dollars and thirty five cents five per cent damages on the amount of the Judgment of the District court, and also the costs herein expended in this court. —

William F. May against Walter Terrell — Pltff in Error } Writ of Error to the Judgment of the District Court of Johnson County — Deft in Error

This day came the parties aforesaid by their Attorneys and thereupon the Defendant moved the court to affirm the Judgment of the court below for reasons on file, which motion being heard was sustained by the court, It is therefore considered by the court that the Judgment of the District court be affirmed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant in error recover of the Plaintiff in Error the sum of Four Dollars and fourteen cents, being five per cent damages on the amount of the Judgment of the District, and also the Costs herein expended in this court.

June Term 1849

Isaac Carothers and James Carothers } Plffs in Error } Writ of Error to the Judgment of the District Court of Muscatine County.
against
Abraham Smalley } Defendant in Error

This day came the parties aforesaid by their Attorneys and thereupon the Defendant moved the Court to affirm the Judgment of the District Court for reasons on file, which motion being heard was sustained, It is therefore considered by the Court that the Judgment of the District Court be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in error recover of the plaintiffs in Error the sum of One Dollar and twenty nine cents, being five per cent damages on the amount of the Judgment of the Court below, together with the costs herein expended in this Court. —

William H. Farnsworth } Plff in Error } Writ of Error to the Judgment of the District Court of Linn County.
against
The State of Iowa, use of the Board of Commissioners of Linn County. } Defts in Error

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in error moved the court to ~~dismiss the writ of error~~ affirm the judgment of the District Court for reasons on file, which motion being heard was sustained by the Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed, and that a writ of procedendo issue to the court below accordingly, and that the Defendant in error recover of the plaintiffs in error the costs herein expended in this Court, —

Hastings and Preston } Plffs in Error } Writ of Error to the Decree
against
Addison Daniels and Charles Ayo } Defts in Error } Judgment of the District Court of Linn County.

On motion of the plaintiffs in Error, by Court it is ordered by that the writ of Error herein be dismissed and that a procedendo issue to the court below accordingly, and that the Defendants recover of the plaintiffs in error the costs herein expended in this court — and on the further motion of said plaintiffs in Error, leave is given them to withdraw the transcript filed herein. —

Archibald Scott } Plff in Error } Writ of Error to the Judgment of the District court of
against
John Gowdys Executors. } Defts in Error } Cedar County. —

This day came the parties aforesaid by their Attorneys and thereupon the Defendants in Error moved the court to affirm the Judgment of the District Court, which motion being heard was sustained, It is therefore considered by the Court that the Judgment of the District Court be affirmed, and that a writ

June Term 1849.—

of proceedings in the Court below accordingly, and it is further considered by the Court that the Defendants in error recover of the plaintiffs in error the sum of Two Dollars and twelve cents being five per cent damages on the Amount of the Judgment of the District Court, and also the costs herein expended in this Court.—

Peter Pouncle Etal } Compltg } In Chancery, An appeal
against } from the Decree of the District
Josiah Spaulding Etal } Defts } Court of Muscatine County.—

On Motion of James M. Woods Esqr. It is ordered by the Court that this cause be transferred from the Docket of this Court to the Supreme Court in the first Judicial District of this State.—

Luther M. Hicks } Defft in Error } Writ of Error to the Judgment
against } of the District Court of
Nathan Mendenhall } Deft in Error } Des Moines County.—

On motion of James M. Woods Esqr. It is ordered by the Court that this cause be transferred from the Docket of this Court, to the Supreme Court in the first Judicial District of this State.—

James M. Hagerman & Co. et al } Defts in Error } Writ of Error to the
against } Judgment of the District
John Mendenhall & Co. } Deft in Error } Court of Des Moines County.—

On motion of James M. Woods Esqr, It is ordered by the Court that this cause be transferred from the Docket of this court, to the Supreme Court in the first Judicial District of this State.—

State of Iowa } Defts } Error to the Judgment of
against } the District Court of
Henry Nash } Defendant } Muscatine County.—

This day this cause came on to be heard and the Court having heard the arguments of Counsel on both sides, and not being sufficiently advised in the premises, took time to consider of the same.

On Motion of J. C. Hall Esqr. It is ordered by the Court that J. C. Hall, James M. Woods and S. A. Preston be and they are hereby appointed a Committee to examine Isaac N. Griffith Esqr and report to Court his qualifications.—

Ordered that Court adjourn until tomorrow morning 8 o'clock

J. F. Kinney
Geo. Greene

June Term 1849.

Friday Morning June 29. A.D. 1849.

Court met Pursuant to adjournment

Present the Honorable

Joseph Williams Chief Justice
John F. Kinney } Associate
George Greene } Justices

John C. Merriman — Pltff in Error — Writ of Error to the
against — Judgment of the District
The State of Iowa — Deft in Error — Court of Washington County.

It appearing to the satisfaction of the Court that the plaintiff in Error is unable to employ Counsel to prosecute the writ of Error herein, It is therefore ordered by the court that Jonathan C. Hall Esqr be and he is hereby appointed Counsel in this cause for the said Plaintiff in Error. —

Joseph Knox — Complt — In Chancery, An appeal
against — from the Decree of the District
The Board of Commissions of Keokuk County and Samuel A. James — Defts — Court of Des moines County.

This day came the parties aforesaid by their Attorneys and it appearing to the satisfaction of the court that the parties herein have mutually settled all matters of Controversy between them in this Cause, Therefore on Motion of the Complainant and by consent of the Defendants it is ordered by the Court that the Appeal taken in this Cause to the Supreme court of the United States be and the same is hereby dismissed, and ~~on the further motion of the Complainant, It is ordered by the Court that the Defendants have to withdraw the appeal bond filed by them and this Cause~~ and it is further ordered by the Court that the Complainant pay the Costs herein expended in this cause). —

John Carothers and Isaac Carothers — Pltff in Error — Writ of Error to the Judgment of the District
against — Court of Muscatine
James Ford — Deft in Error — County. —

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in error moved the Court to affirm the Judgment of the District Court for reasons on file, which motion being heard was sustained, It is therefore considered by the court that the Judgment of the District Court be affirmed and that a writ of procedendo issue to the Court below accordingly, and it further considered by the Court that the Defendant in Error recover of the plaintiffs in error the costs herein expended in this Court. —

June Term 1849

William J. Larrison, Plff in Error, against Rufus A. Lucore, Deft in Error } Writ of Error to the Judgment of the District Court of Linn County.

On motion of the plaintiff in Error, It is ordered by the Court that this cause be placed on the Docket of this court, and on the further motion of said plaintiff in Error, It is ordered by the court that the clerk of this court issue a writ of procedendo to the Court below, on the judgment of this court reversing this cause at the January Term 1848.—

Peter N. Patterson Et al, Plffs in Error, against The State of Indiana for the use of the Seminary of Fountain County — Deft in Error } Writ of Error to the Judgment of the District Court of Muscatine County.—

This day came the parties aforesaid by their Attorneys and thereupon the plaintiffs in Error moved the court to continue this cause until the next term of this court for reasons on file, which motion being heard and the court not being sufficiently in the premises took time to consider of the same.—

Nathan Zerfing, Plff in Error, against George Mourer, Deft in Error } Writ of Error to the Judgment of the District Court of Cedar County.

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in Error moved the court to affirm the Judgment of the District court for reason on file, which motion being heard, and the court not being sufficiently advised in the premises took time to consider of the same.—

Cordis Hardman, Plff in Error, against Mary Ann Earl, Deft in Error } Writ of Error to the Judgment of the District Court of Cedar County.

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in error moved the court to affirm the judgment of the District court for reasons on file, which motion being heard by the court was sustained. It is therefore considered by the court that the Judgment of the District court be affirmed, and that a writ of procedendo issue to the court below accordingly, and that the Defendant recover of the plaintiff in error the costs herein expended in this court.—

Daniel McAfee, Plff in Error, against John McAfee, Deft in Error } Writ of Error to the Judgment of the District court of Cedar County.—

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in error moved the court to affirm the Judgment of the District court for reasons on file, which motion being heard and the court not being sufficiently advised of the same took time to consider of the same.—

June Term 1849.

William D. Wiffe — Pff in Error
against
Adam Oglevie & Co — Defts in Error
} Writ of Error to the Judgment of the District Court of Muscatine County.

This day came the plaintiff in Error by his Attorney and filed herein the transcript, and on his motion, It is ordered by the Court that this cause be placed on the Docket of this Court, and that the said plaintiff in error have until tomorrow Morning to file assignment of Errors.—

John Perry Et. al. — Pff's in Error
against
Joseph D. Denson — Defendant in Error
} Writ of Error to the Judgment of the District Court of Cedar County.—

This cause now coming on to be heard on the petition for a rehearing, and the Court having not being sufficiently advised of the same took time to consider of the same.—

State of Iowa — Pff in Error
against
William A. Chambers — Defendant in Error
} Writ of Error to the Judgment of the District Court of Linn County:—

This cause now coming on to be heard, and the Court having heard the arguments of Counsel on the both, and not being sufficiently advised in the premises took time to consider of the same.—

Absent the Honorable Joseph Williams, Chief Justice

David B. Hays — Pff in Error
against
Paddock Cheadle — Defendant in Error
} Writ of Error to the Judgment of the District Court of Linn County

This cause now coming on to be heard and the Court having heard the arguments of Counsel on both sides, and not being sufficiently advised in the premises took time to consider of the same.—

Present the Honorable Joseph Williams, Chief Justice—

George S. Hampton — Pff in Error
against
Eli Hayes — Deft in Error
} Writ of Error to the Judgment of the District Court of Johnson County.—

On Motion of the plaintiff in error, it is ordered by the Court that the writ of Error herein be dismissed and that a writ of procedendo issue to the Court below accordingly and it is considered by the Court that the Defendant in error recover of the plaintiff in error the costs herein expended in this Court— And on the further motion of the plaintiff in error leave is given him by the Court to withdraw the writ of Error and transcript filed herein.——

June Term 1849

Bophony Stone Et al Pffs in Error } Writ of Error to the Judgment
against } of the District Court of
John Pecte Defts in Error } Lime County. —

This cause now coming on to be heard and the Court having heard the arguments of Counsel on both sides and not being sufficiently advised in the premises took time to consider of the same. —

Withers and O'Shaughnessy Complts } In Chancery, Dir appeal
against } from the Decree of the District
Malcolm Murray Et al Defts } Court of Johnson County. —

This day came the parties aforesaid by their Attorneys, and thereupon the Defendants moved the Court to affirm the decree of the District Court for reasons on file which motion being heard and the Court not being sufficiently advised of the same, took time to consider of the same. —

Ordered that Court adjourn until tomorrow morning 8 o'clock —

J F Kinney
Geo Gazaway } Judges

June Term 1849

Saturday Morning June 30th A.D. 1849

Court met pursuant to adjournment

Present the Honorable

Joseph Williams, Chief Justice

John F. Kinney, Associate

George Vieen 3 Justices

Nathan Berling — Plff in Error — Writ of Error to the Judgment
against — of the District Court of
George Maurer — Deft in Error — Cedar County. —

The Court being now sufficiently advised of the Motion of said Defendant in error made in this Cause on yesterday, do order that said Motion be overruled, and it is further ordered by the Court that this Cause be continued until the Defendant in error makes the service of Notice as required by the Statute

Zephony Stone et al — Plffs in Error — Writ of Error to the Judgment
against — of the District Court of
John Peet — Dft in Error — Linn County. —

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find that there is no error in the rendition of the judgment of the Court below, It is therefore considered by the Court that the Judgment of the District Court be affirmed and that a writ of procedendo issue to the Court below accordingly, and that the Defendant in error recover of the plaintiffs in error the costs herein expended in this Court. —

Peter A. Patterson et al — Plffs in Error — Writ of Error to the
against — Judgment of the District
The State of Indiana for the use — Court of Mills Co
of the Seminary of Fountain County — Dft in Error — County. —

The Court being now sufficiently advised of the motion of the plaintiffs in error made in this Cause on yesterday for a Continuance of this Cause, do order that said Motion be overruled. —

John Perry et al — Plffs in Error — Writ of Error to the
against — Judgment of the District
Joseph D. Denson — Dft in Error — Court of Cedar County

This Cause now coming on for further hearing on the petition for a rehearing of this cause, and the Court being now sufficiently advised in the premises, do order that said Motion be overruled. —

Daniel McKee — Plff in Error — Writ of Error to the Judgment
against — of the District Court of
~~John McKee~~ ~~Geo. Maurer~~ — Defendant in Error — Cedar County. —

The Court being now sufficiently advised of the Defendant in Error Motion to affirm the Judgment of the District Court, do order that said Motion be overruled. —

June Term 1849

Millers and McLaughlinessy Compts. } In Chancery. An appeal from the Decree of the District Court of Johnson County.
against
Malcolm Murray Etal. Defts }

It appearing to the satisfaction of the Court that the cause shown in this cause for not having given the notice required by Statute is not sufficient, It is therefore ordered by the Court that unless the said Complainants do Shew Sufficient cause for not giving said notice on Monday Morning next, the decree of the Court below will be affirmed

Samuel L. Howe Pff in Error } Writ of Error to the Decree of the District Court of Henry County.
against
James M. Mallis and Newman Chinn } Defts in Error

This day came the plaintiff in Error by his Attorney and the Defendants having failed to shew any sufficient cause why the Judgement rendered in this cause at the last term of this Court should be set aside, It is therefore Considered that said Decree be affirmed and that the writ of procedendo issue as therein directed.

John C. Herriman Pff in Error } Writ of Error to the Judgment of the District Court of
against
The State of Iowa Deft in Error } Washington County.

This day the plaintiff in Error John C. Herriman was brought into Court in the Custody of John D. Abel Sheriff of Johnson County and this cause now coming on to be heard on the transcript of the record and proceedings of the District Court and the said Herriman's Assignments of Error thereto, and the Court having heard the same, and the arginments of the Counsel for the said plaintiff in part, and the Court not having time on this day to hear the ballance of the arginments of Counsel on both sides.

It is therefore ordered by the Court that the said John C. Herriman be remanded into the Custody of the Sheriff of Johnson County, and to be safely kept by him, and returned hereinto open Court on Monday Morning next on the further hearing of this cause.

Absent the Honorable Joseph Williams, Chief Justice

Nicholas B. Brown Pff in Error } Writ of Error to the Judgment of the District Court of
against
Lawrence Mallenback Defendant in Error } Linn County.

This cause now coming on to be heard and the Court not being sufficiently advised in the premises took time to Consider of the same.

Nelson A. Moore Pff in Error } Writ of Error to the Judgment of the District Court of
against
William J. Carson Deft in Error } Linn County.

This day came the Defendant in Error by his Attorney and

June Term 1849

on his motion, It is Ordered by the Court that the writ of Error herein be dismissed and that a writ of procedendo issue to the Court below accordingly, and it is further Considered by the Court that the Defendant in error recover of the plaintiff in error the Costs herein expended in this Court. —

It is ordered by the Court that the Clerk of this Court procure good and well bound record blank books, in which he shall record the opinions delivered by this Court, at this place since the organization of the state government, and it is further ordered that said Clerk be allowed the fees allowed him by laws for similar services, to be allowed and paid out of the Treasury of this State.

Ordered that Court adjourn until Monday Morning next 10 o'clock

Hilliard Ch Jus —

P. Dimmick
Geo Greene } Judges

June Term 1849.

Monday morning 10 o'clock July 2nd A.D. 1849

Court met pursuant to adjournment

Present the Honorable

Joseph Williams, Chief Justice

Geo. Greene Associate Justice

Ordered by the Court that Court adjourn until 2 o'clock this evening —

J. Williams Ch Jus.

Geo. Greene Judge

Monday evening 2 o'clock July 2nd A.D. 1849

Court met pursuant to adjournment

Present the Honorable

Joseph Williams Chief Justice

John F. Kinney } Associate

George Greene } Justices

John C. Herriman Plff in Error } writ of Error to the Judg-
against } ment of the District Court
The State of Iowa Deft in Error } of Washington County. —

The Sheriff of Johnson County brought here into Open Court the said John C. Herriman the Plaintiff in error herein And thereupon this cause came on to be further heard and the Court not having time this day to hear all the arguments of Counsel on both sides, It is therefore ordered by the Court that the said John C. Herriman be again remanded into the custody of John D. Abel Sheriff of Johnson County to be safely kept by him and to be returned by him here into Open Court on to-morrow morning on the further hearing of this cause. —

David Brennan Plff in Error } writ of Error to the Judg-
against } ment of the District Court
Thomas McCurry Deft in Error } of Muscatine County. —

On motion of the Defendant in Error by his Attorney, It is ordered by the Court that this cause be placed on the Docket of this Court. —

Ordered that Court adjourn until tomorrow morning 8 o'clock. —

J. Williams Ch. Jus.

J. F. Kinney

Geo. Greene Judges.

June Term 1849.

Thursday Morning, July 3d 1849

Court Met pursuant to adjournment

Present the Honorable

Joseph R. Williams, Chief Justice
John A. Harris, Associate
George Greene, Justices

Nicholas B. Brown, Plff in Error, against Laurence Hollenback, Dft in Error } Writ of Error to the Judgment of the District Court of Luzerne County.—

This cause now coming on for further hearing and the court being now sufficiently advised in the premises, do find that there is error in the rendition of the Judgment in the District Court, It is therefore considered by the court that the Judgment of the District Court be Reversed and set aside, and that further proceedings be had in said court not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly and it is further considered by the court that the plaintiff in error recover of the Defendant in error the costs herein expended in this court.—

David Brennan, Plff in Error, against Thomas McCurry, Dft in Error } Writ of Error to the Judgment of the District Court of Muscalunge County.—

On Motion of the Defendant in Error by his Attorney, a rule is granted him therein against Richard Cadle Clerk of the District Court of Muskalunge County, returnable forthwith to shew cause, if any he can, why he has not filed with the Clerk of this Court a certified Transcript of the record and proceedings had in the District Court of Muscalunge County agreeably to the Command of a writ of error issued from this court and to you directed.—

Absent the Honorable Joseph R. Williams, Chief Justice

Harriett Fitch and Louisa D. Fitch Plffs in Error, against Peter Casey, Dft in Error } Writ of Error to the Judgment of the District Court of Muscalunge County

This day came the parties aforesaid by their Attorneys and thereupon the plaintiffs moved the Court for leave to amend the writ of error filed herein, which motion being heard was overruled by the Court, and by consent of the parties it is ordered that this Cause be set down for hearing at this term, and thereupon this Cause came on to be heard and the Court having heard the argruments of Counsel on both sides, and not being sufficiently advised in the premises, took time to consider of the same.—

June Term 1849.

Present the Honorable Joseph Williams, Chief Justice

Nicholas D. Shaughnessy — Complt — In Chancery, Appeal from the District Court of
against
Malcolm Murray et al — Defts — Johnson County.

The Complainants having failed to shew sufficient cause why they did not give the notice required by law, therefore on motion of the Defendants by their Counsel, It is decreed and ordered by the Court that the Decree of the District Court be affirmed and that a mit of procedendo issue to the Court below accordingly, and that the Defendants recover of the said Complainants the costs herein expended in this Court.

John C. Merriman — Pff in Error — Writ of Error to the Judgment of the District Court of
against
The State of Iowa — Dft in Error — Washington County.

This day the said John C. Merriman the plaintiff in Error herein, was brought into open court in the custody of the Sheriff of Johnson County, and this cause now coming on for further hearing and the Court having heard the arguments of Counsel on both sides and the Court not being sufficiently advised in the premises took time to consider of the same, It is therefore ordered by the Court that the said John C. Merriman be remanded again into the custody of John Riddel Sheriff of Johnson County, to be by him safely kept and to be produced here in open Court on the further hearing of this cause.

Absent the Honorable Joseph Williams, Chief Justice —

Elisha Allen & Deliverance Rogers — Pffs in Error — Writ of Error to the Judgment of the District Court of
against
Jesse Bryon — Deft in Error — Linn County.

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in error moved the Court to affirm the Judgment of the District Court, which Motion being heard by the Court and the Court not being sufficiently advised in the premises took time to consider of the same.

Present the Honorable Joseph Williams, Chief Justice.

The Board of Commissioners of Van Buren County — Pff in Error — Writ of Error to the Judgment of the District Court of Jefferson
against
Edwin Manning — Defendant in Error — County.

This day came the parties by their Attorneys, and thereupon this cause came on to be heard upon the transcript and assignment of Errors thereto, and the Court not having time this day to hear the arguments of Counsel, It is therefore ordered that the further hearing of this cause be had on tomorrow morning.

June Term 1849.

Ordered that Court adjourn until to-morrow Morning 8 o'Clock.

J. D. Williams
Chief Justice.

P. F. Rizzorley

Geo. Green Jurys

Wednesday Morning July 4th 1849 Court met pursuant to adjournment

Present the Honorable
Joseph Williams, Chief Justice
John A. Hurley, Associate
George Green, Justice

John Carothers, Plff in Error — Writ of Error to the Judgment
against
Jonathan Prugey Etal, Defts in Error — of the District Court of Monroe County. —

This day came the parties aforesaid by their Attorneys and thereupon the Defendants in Error moved the Court to dismiss the Writ of Error filed in this cause and dated on the 18th day of December 1848, which motion being heard, and the Court not being sufficiently advised took time to consider of the same. —

Absent the Honorable Joseph Williams, Chief Justice

Elisha Allen and Deliverance Rogers, Plff in Error — Writ of Error to the
against
Jesse Tryon, Deft in Error — Judgment of the District Court of Lee County.

This day came the parties aforesaid by their Attorneys and the Court being now sufficiently advised of the Defendants motion to affirm the Judgment of the District Court, do order that said motion be overruled. —

Present the Honorable Joseph Williams, Chief Justice

Peter H. Patterson Etal, Plff in Error — Writ of Error to the
against
The State of Indiana use of the Seminary of Fountain County, Deft in Error — Judgment of the District Court of Monroe County. —

This day came the parties aforesaid by their Attorneys and thereupon the Plaintiffs in Error moved the Court for a writ of Certiorari to issue to the Clerks of the District Courts of Monroe and Johnson Counties to perfect the transcripts filed herein, which motion being heard and the Court not being sufficiently advised of the same took time to consider thereof. —

June Term 1849

Ordered that Court adjourn until to-morrow Morning 8 o'clock. —

J. Williams
Chief Justice —

J. F. Kinney
Geo. Greene } Justices

Thursday Morning July 5th A.D. 1849 Court met pursuant to adjournment

Present the Honorable

Isaac Pollock Williams, Chief Justice
John F. Kinney } Associate
George Greene } Justices

Peter A. Patterson Et. al. — Pltfs in Error — Writ of Error to the Judgment of the District Court of Muscatine County. —
against
The State of Indiana for the use of the Seminary of Fountain County — Defts in Error

This day came the parties aforesaid by their Attorneys, and the Court being now sufficiently advised of the motion of the plaintiffs in Error for a writ of Certiorari directed to the Clerks of the District Courts of Muscatine and Johnson County to perfect the records filed herein, do order that said motion be overruled. —

John C. Norriman — Pltf in Error — Writ of Error to the Judgment of the District Court of Washington County. —
against
The State of Iowa — Dft in Error

This day the said John C. Norriman the plaintiff in error herein was brought into Court in the custody of the Sheriff of Johnson County, and this cause now coming on for further hearing and the Court being now sufficiently advised in the premises, it appears to the Court that there is error in the rendition of the Judgment in this cause by the District Court, It is therefore considered by the Court that the Judgment of the said District Court be Reversed and set aside, and that a trial de novo be had in this Cause in said District Court not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly, and it is further ordered by the Court that the prisoner John C. Norriman be remanded into the Custody of the Sheriff of Washington County to be by him conveyed to the Jail of Washington County, to be by him there safely kept until otherwise ordered by the District Court of Washington County. —

June Term 1849

The Board of Commissioners of Van Buren County } Plff in Error } Writ of Error to the Judgment of the District Court of Jefferson County
against
Edwin A. Manning } Deft in Error }

This day came the parties aforesaid by their Attorneys and thereupon this cause now coming on for further hearing and the Court not having time this day to hear all the arguments of Counsel on both sides, the further hearing is therefore ordered on tomorrow. —

Ordered that Court adjourn until tomorrow morning 8 o'clock. —

M. Williams
Assc. Jus. T.

P. H. Rattray
Geo. Greene Judges

Friday Morning July 6. 1849 Court met pursuant to adjournment
Present the Honorable
John F. Kinney } Associate
George Greene } Judges

Elisha Allen and Deliverance Rogers } Plff in Error } Writ of Error to the Judgment of the District Court of Linn County. —
against
Jesse Bryon } Deft in Error }

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in error moved the Court to continue this cause for reasons on file, which motion being heard and the Court not being sufficiently advised took time to consider of the same. —

Present the Honorable Joseph Williams, Chief Justice

Daniel McKee } Plff in Error } Writ of Error to the Judgment of the District Court of Cedar County. —
against
John McKee } Deft in Error }

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in error moved the Court to strike from the transcript the Bill of exceptions for reasons on file, which motion being heard and the Court not being sufficiently advised took time to consider of the same. —

June Term 1849.—

John Sears } Pltf in Error } Writ of Error to the Judgment
against } of the District Court of
Samuel H. Parker } Deft in Error } Lucas County.—

This cause now coming on to be heard, and the Court not being sufficiently advised took time to consider of the same.—

The Board of Commissioners } Pltf in Error } Writ of Error to the Judg=
of Van Buren County } ment of the District Court
against } of Jefferson County.—
Edwin Manning } Deft in Error

This cause now coming on to be heard further heard, and the Court having heard the arguments of Counsel on both sides, and not being sufficiently advised in the premises, took time to consider of the same.—

William Lamb } Compt } In Chancery, An appeal
against } from the Decree of the
Edward Reynolds and } Defts } District Court of
Adam Miller } Jefferson County.—

This cause now coming on to be heard and the Court having heard the argument of J. C. Hall Esqr. counsel for the Defts. Miller and the Court not being sufficiently advised in the premises took time to Consider of the same.—

Peter A. Pattison Et al } Pltf in Error } Writ of Error to the Judgment
against } of the District Court of
The State of Indiana, for the use } Deft in Error } Muscatine County.—
of the Seminary of Fountain County }

This day came the parties aforesaid by their Attorneys, and thereupon this cause came on to be heard and the Court having heard the arguments of Counsel on both sides, and the Court not being sufficiently advised in the premises took time to Consider of the same.—

Ordered that Court adjourn until tomorrow morning 8 o'clock.—

J. Williams
Chief Just.
J. F. Kinney
Geo. Greene } Judges

June Term 1849

Saturday Morning July 7. A.D. 1849

-- Court met pursuant to adjournment

Present the Honorable

Joseph Williams, Chief Justice

John F. Kinney & Associate

George Green } Justices

Aylesworth for the Town of Bloomington against Wm. Porter } Compl'ts In Chancery on Appeal from the Decree of the District Court of Def't } Mclean County. —

This day came the parties by their Attorneys, and thereupon the Complainants moved the Court to continue this cause, for reasons on file and by consent of parties It is ordered by the Court that this cause be heard at the next term of this Court at the Sitting of this Court in Bloomington ~~xxx~~ Burlington — and on the motion of the Defendant leave is given him to withdraw the transcript filed in this cause for the purpose of having the same perfected. —

Samuel K. Parker } Def't in Error } Writ of Error to the
against } Judgment of the District
John Lewis } Def't in Error } Court of Benton County. —

This day came the parties aforesaid by their Attorneys And thereupon this cause came on to be heard, and the Court having heard the arguments of Counsel on both sides and not being sufficiently advised in the premises, took time to consider of the same. —

Absent the Honorable Joseph Williams, Chief Justice. —

William D. Nicks } Pl'ff in Error } Writ of Error to the Judgment of the District Court
against } of Fulton County. —
Adam Aylesworth & Co. } Def'ts in Error }

This day came the parties aforesaid by their Attorneys And thereupon this cause came on to be heard and the Court having heard the arguments of Counsel on both sides and not being sufficiently advised in the premises, took time to consider of the same. —

Present the Honorable Joseph Williams, Chief Justice —

It is ordered by the Court that the Rules of Practice in the Supreme Court adopted at the January Term 1843 be and they are hereby abrogated from and after the close of this term. —

June Term 1849

It is ordered by the court that Messrs William G. Woodward, John B. Cook and Curtis Bates be and they are hereby appointed a committee to prepare a set of Rules of Practice in this Court, and that they report the same to this Court at its present term. —

David A. Jones a native of Great Brittain and a subject of Victoria Queen of the United Kingdoms of Great Brittain and Irelands, this day came personally into court and made application to be naturalized and admitted and enrolled a citizen of the United States of America, and he having produced satisfactory evidence as to his residence and good character as required by law, and he now having taken the oath to support the Constitution of the United States, and to entirely renounce and abjure all allegiance and fidelity to every foreign prince potentate, State and Sovereignty whatever and particularly to Victoria Queen of the United Kingdom of Great Brittain and Irelands whereof he was a subject — It is therefore ordered by the Court that he the said David A. Jones be admitted to naturalization and enrolled a citizen of the United States of America according to law. &c.,

Present the Honorable Joseph Williams, Chief Justice

Elisha Allen and Deliverance Rogers — Plffs in Error — Writ of Error to the Judgment of the District Court of Linn County. —
against
Jesse Tryon — Defts in Error

The Court being now sufficiently advised in the premises of and concerning the Defendants motion for a continuance of this cause, do order that said motion be overruled. —

Present the Honorable Joseph Williams, Chief Justice —

Daniel McKee — Pltff in Error — Writ of Error to the Judgment of the District court of Cedar County. —
against
John McKee — Dft in Error

The Court now being sufficiently advised of the Defendants motion to strike from the transcript the bill of exceptions, Do order that said motion be sustained, It is therefore ordered by the Court that the bill of Exceptions be stricken from the transcript filed herein. ——

Lyman C. Kline — Pltff in Error — Writ of Error to the Judgment of the District Court of Muscatine County. —
against
Thomas Dobbins — Deft in Error

Now comes the plaintiff in error by his attorney and suggest a deminution of the transcript filed in this cause, in this Court, An omission of the following words in the copy of the writ of Replevin "from the said defendant" — and also in the Amount of costs of said action being left blank in the writ. Therefore on motion of said plaintiff in Error It is ordered —

June Term 1849. —

Court that a Writ of ~~Recordare~~ Certiorari issue to the Clerk of the District Court of Muscatine County, returnable on the first day of the next term of this Court, to perfect the said transcript, and it is further ordered by the Court that this cause be continued until next term. —

Nathan Sherfing
against
George Mowrer

Pltff in Error } Writ of Error to the Judgment of the District Court of
Dft in Error } Cedar County. —

The Defendant in error refusing to waive the service of the notice under the Rule of this Court, It is therefore ordered by the Court that this cause be continued until the next term of this Court. —

Ordered that Court adjourn until Monday morning next 8 o'clock. —

J. Williams
Ch. Jus. —
J. F. Kinney
Geo. Greene } Judges

June Term 1849

Monday Morning July 9th A.D. 1849

Court met pursuant to adjournment

Present the Honorable

Joseph Williams, Chief Justice
John A. Hunter, } Associate
Geo. Greene, } Justices

John Lewis, Pltff in Error, } Writ of Error to the Judgment
against } of the District Court of
Samuel K. Parker, Deft in Error, } Lenin County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the Judgment in the District Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed and that a writ of procedendo issue to the Court below accordingly and that the Defendant in error recover of the plaintiff in error the Costs herein expended in this Court. —

Samuel K. Parker, Deft in Error, } Writ of Error to the Judgment
against } of the District Court of
John Lewis, Deft in Error, } Benton County. —

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the Judgment of the District Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed, and on the motion of the Defendant in error by his Attorney, It is now considered by this Court that the said John Lewis have and recover of the said Samuel K. Parker the sum of three hundred Dollars Damages with interest thereon at the rate of six per centum per annum from the 19th day of September A.D. 1848 until paid, and also the Costs herein expended in the District Court as well as the costs expended in this Court, and that execution issue therefor. —

The State of Iowa, Pltff, } Writ of Error to the
against } Judgment of the District
Henry C. Nash, Deft } Court of Muscatine County. —

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find that there is no error in the rendition of the Judgment in the District Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed and that a Writ of procedendo issue to the said Court accordingly, and that the Defendant pay the Costs herein expended in this Court.

Absent the Honorable Joseph Williams, Chief Justice. —

June Term 1849

John Carothers } Plff in Error } Writ of Error to the
against } Judgment of the District
Jonathan Pringey Et al Defts in Error } Court of Muscatine County.

This day came the parties aforesaid by their Attorneys and thereupon the Defts in error moved the Court to affirm the Judgment of the District Court rendered on the 13 day of October 1848 in this cause, for reasons on file, which motion being heard was sustained by the Court; It is therefore considered by the Court that the said Judgment of the District Court be affirmed and that a writ of procedendo issue to the said Court accordingly and that the Defendants in error recover of the Plaintiff in error the costs herein expended in this Court.—

And this cause now coming on to be heard on the writ of Error to the Judgment of the District Court rendered in this cause on the 16th day of May 1848 and the Court having heard the arguments of Counsel on both sides and not being sufficiently advised in the premises took time to consider of the same. —

John Carothers } Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Jonathan Pringey Et al Defts in Error } Muscatine County

This day came the parties aforesaid by their Attorneys and thereupon the Defendants in error moved the Court here to dismiss the Writ of Error herein, which motion being heard by the Court was sustained, It is therefore considered by the Court that the writ of Error herein be sustained Dismissed and that a writ of procedendo issue to the Court below accordingly, and that the Defendants in error recover of the plaintiff in error the costs herein expended in this Court. —

Archibald Scott } Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Auley McAuley Deft in Error } Muscatine County. —

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in error moved this Court to affirm the Judgment of the District Court for reasons on file which motion being heard was sustained by the Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in error recover of the plaintiff in error the sum of Nine Dollars and Seventy five cents being five per cent damages on the amount of the Judgment, and also the costs herein expended in this Court. —

June Term 1849

George D. Magoon Admr &c. Plff in Error } writ of Error to the Judgment
against } of the District Court of
David R. Warfield Deft in Error } Muscatine County. —

This cause now coming on for hearing and the Court having heard the arguments of Counsel on both sides, and not being sufficiently advised of the premises, took time to consider of the same. —

Present the Honorable Joseph Williams, Chief Justice —

Richard R. Howard Complt } writ of Error to the Chancery
against } Ct on appeal from the decree of the
Absalom Dollarhide et al Defts } District Court of Louisa County. —

This day this cause came on to be heard, and the Court not being sufficiently advised in the premises took time to consider of the same. —

Daniel McPhee Plff in Error } writ of Error to the Judgment
against } of the District Court of
John McPhee Deft in Error } Cedar County. —

On Motion of the Plaintiff in error by his Attorney It is ordered by the Court that he have leave to file a new assignment of errors herein. —

Present the Honorable Joseph Williams, Chief Justice

Elisha Allen and } Plff in Error } writ of Error to the Judg-
Deliverance Rogers } ment of the District Court
against } of Linn County. —
Jesse Rogers Deft in Error }

By consent of the parties, It is ordered by the Court that this cause be heard at the first term of this Court at the city of Burlington or Burlington, and that the Judgment of the Court be entered at this place. —

Present the Honorable Joseph Williams, Chief Justice

Henry Earhart Et al Plff in Error } writ of Error to the Judgment
against } of the District Court of
C. C. Catlett Deft in Error } Johnson County. —

This day came the parties aforesaid by their Attorneys and thereupon this cause came on to be heard and the Court having heard the arguments of Counsel on both sides and not being sufficiently advised in the premises took time to consider of the same. —

Isaac Carothers Admr Plff in Error } writ of Error to the Judgment of
against } the District Court of
Isaac P. Vanantagan Et al Deft in Error } Muscatine County. —

It is ordered by the Court that this cause be continued until the next term of this Court. —

Anno Verno 1849

William Garretson Plff in Error } Writ of Error to the
against } Judgment of the District
George W. Means Deft in Error } Court of Lewis County.—

This day came the Plaintiff in error by his Attorney and filed herein his petition for a rehearing of this cause, and the Court not being sufficiently advised of the same doth continue to Consider of the same.—

Ordered that Court adjourn until tomorrow Evening 3 o'clock.

J. G. Williams
Ch Jus

Geo. Greene, Judge

Tuesday evening 3 o'clock July 11th A.D. 1849
Court met pursuant to adjournment
Present the Honorable
Joseph Williams, Chief Justice
John K. Kinney } Associate
George Greene } Judges

William Lamb Complt } In Chancery, on appeal
against } from the Decree of the
Edward Reynolds and } Deft District Court of Jefferson
Adam Miller. } County.

This cause now coming on to be heard further heard and the Court being now sufficiently advised in the premises, finds that there is error in the rendition of the Decree of the District Court It is therefore ordered and decreed by this Court that the Decree of the District Court be reversed and set aside, and that further proceedings be had in said District Court, not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below according, And it is further decreed and ordered by the Court that the Defendant Adam Miller recover of the Defendant Edward Reynolds the costs herein expended in this Court and that execution issue for the same.—

William Garretson Plff in Error } Writ of Error to the Judgment
against } of the District Court of
George W. Means Deft in Error } Lewis County.—

The Court being now sufficiently advised of the petition of the Plaintiff in Error, filed herein, do order that said petition be overruled.—

June Term 1847

Peter A. Patterson and } Defts in Error
James F. Carleton }
against
The State of Indiana for } Defts in Error
the use of the Seminary of }
Fountain County }

Writ of Error to the Judgment of the District Court of Muscatine County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find that there is no error in the rendition of the Judgment of the District Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in Error recover of the Plaintiffs in error the costs herein expended in this Court, — And thereupon the Plaintiffs in error in person gave notice of their intention to appeal from the above Judgment to the Supreme Court of the United States. ——

Barrett Fitch and } Defts in Error
Louisa D. Fitch }
against
Peter Case } Dest in Error

Writ of Error to the Judgment of the District Court of Muscatine County. —

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find that there is no error in the rendition of the Judgment by the District Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered that the Defendant in error recover of the Plaintiffs in error the costs herein expended in this Court. —

Mather Freeman & al } Complts
against
Alexander Robertson } Defts

In Chancery, An Appeal from the Decree of the District Court of Cedar County. —

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find that there is no error in the rendition of the Decree of the District Court. It is therefore decreed and ordered by the Court that the Decree of the District Court be affirmed, and that a writ of procedendo issue to the Court below accordingly, and that the ~~Defendants~~ Complainants recover of the ~~Complainants~~ Defendants the costs herein expended in this Court, and that execution issue for the same. —

William D. Reese } Pltf in Error
against
Adam Ogleric & Co. } Defts in Error

Writ of Error to the Judgment of the District Court of Muscatine County. —

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find that there is error in the rendition of the Judgment of the District Court — It is therefore considered by the Court, that the Judgment of the District Court be reversed and set aside, and

June Term 1849

further proceedings be had in the District Court not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the plaintiff in error recover of the Defendant in error the costs herein expended in this Court and that execution issue for the same. ——

George D. Magoon Admr &c. Plff in Error } Writ of Error to the Judgment
against } of the District Court of
David R. Warfield Deft in Error } Jefferson County. —

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find that there is no error in the rendition of the judgment by the District Court, It is therefore considered by the Court that the judgment of the District Court be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in error recover of the plaintiff in error the costs herein expended in this Court. —

Henry Earhart Et. al } Plff in Error } Writ of Error to the Judgment
against } of the District Court of
E. C. Catlett Deft in Error } Jefferson County. —

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find that there is error in the rendition of the judgment by the District Court.

It is therefore considered by the Court that the judgment of the District Court be reversed and set aside and that further proceedings be had in said District Court not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the plaintiffs in error recover of the Defendant in error the costs herein expended in this Court. —

David B. Keys } Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Paddock Cheadle Deft in Error } Lewis County. —

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, do find that there is no error in the rendition of the judgment by the District Court that there was error, It is therefore considered by the Court that the judgment of the District court so far as it relates to the note described in the Declaration for the sum of $[illegible].08 be reversed, and that a trial de novo on said note is awarded, and that the ballance of the judgment be affirmed — and that a writ of procedendo issue to said Court accordingly, and it is further considered by this Court that the plaintiffs in error recover of the Defendant in error the costs herein expended in this Court. —

June Term 1849

The State of Iowa — Plff in Error } Writ of Error to the Judgment
against } of the District Court of
William H. Chambers — Defdt in Error } Linn County

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find that there is error in the rendition of the judgment of the District Court, It is therefore considered by the court that the judgment of the District Court be reversed and that a new trial be had in said Court in this cause not inconsistent with the opinion of this court, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the plaintiff in error recover of the Defendant in error the costs herein expended in this court. —

William P. Israel Et al, against Charles C. Mates admr of Mark L. Emerson dec'd. — Plffs in Error, Deft in Error } Writ of Error to the Judgment of the District Court of Muscatine County.

This day came the parties by their Attorneys and by consent of parties, It is considered by the court that the judgment of the District Court be affirmed and that a writ of procedendo issue to said court accordingly, and it is further considered by the court that the defendant in error recover of the plaintiffs in error the costs herein expended in this court, and by consent of parties it is ordered that execution in this cause on the Judgment in the District Court be stayed until the expiration of five months from this time. —

William P. Israel Et al, against Edwards C. Mates Admr of Mark L. Emerson dec'd. — Plffs in Error, Deft in Error } Writ of Error to the Judgment of the District Court of Muscatine County.

This day came the parties by their Attorneys, and by consent of the parties, It is considered by the Court that the Judgment of the District Court be affirmed, and that a writ of procedendo issue to said Court accordingly, and it is further considered by the Court that the Defendant in error recover of the plaintiffs in error the costs herein expended in this Court — And by Consent of parties, it is ordered by the court that execution in this cause on the Judgment in the District Court be stayed until the expiration of five months from this time. —

David Dreesman against Thomas M. Curry — Plff in Error, Deft in Error } Writ of Error to the Judgment of the District Court of Muscatine County. —

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in Error moved the court to strike from the transcript the Bill of Exceptions, which motion being heard and the Court not being sufficiently advised of the same took time to consider —

June Term 1849

Aylesworth and Isett for the term of } Complt } In Chancery
Bloomington } } Dis'l appeal from the
against } } Decree of the District Court
Uriel Foster Deft } of Muscatine County.

By agreement of the parties by their solicitors, It is ordered by the Court that this cause be set for hearing at the meeting of this Court on the 9th day of August next. —

Elisha Allen and } } Writ of Error to the Judgment
Deliverance Rogers } Plff in Error } of the District Court of
against } } Scott County.
Jesse Dyson Deft in Error }

By agreement of the parties by their Attorneys, It is ordered by the Court that this cause be set for hearing at the meeting of this Court on the 9th day of August next. —

The following accounts were examined and allowed by the Court to wit, John D. Hale $26.00, William P. Coleman $15.00, Workman and Berryhill $14.00, Thornton & Scott $9.12½, Thomas Snyder $65.00, & the Clerk is ordered to issue warrants as ordered to be paid out of the Treasury of this State. —

Absent the Honorable Joseph Williams, Chief Justice. —

John Carothers } Plff in Error } Writ of Error to the Judgment
against } } of the District Court of
Jonathan Springer et al Defts in Error } Muscatine County.

The Court now being sufficiently advised in the premises are satisfied that there is error in some part of the proceedings in this case, but doubting the propriety of reversing the whole case, whereupon it is agreed by the Counsel and Considered by the Court that the Defendants in Error have and recover of the plaintiffs in error the sum of Sixty Dollars for all their damages by them sustained by reason of not prosecuting his action of Replevin with effect together with their costs in this Court and in the Court below, And it is ordered by the Court that no writ issue on any Judgment in the District Court of Muscatine County in this case

Present the Honorable Joseph Williams, Chief Justice. —

Daniel McAfee } Plff in Error } Writ of Error to the Judg-
against } } ment of the District Court
John McAfee Deft in Error } of Cedar County.

It is ordered by the Court that this cause be Continued for hearing at the meeting of this Court to be the 9th day of August next. —

June Term 1849.

John Brake a native of Germany and a subject of William Frederick Prince of Nirleamburg, this day came personally into Court and made application to be naturalized and admitted a citizen of the United States of America, and he having produced satisfactory evidence as to his residence and good Character as required by law, and he now having taken the oath to support the Constitution of the United States, and to entirly renounce and abjure all allegiance and fidelity to every foreign prince, potentate, State and Sovereignity whatever and particularly to William Frederick Prince of Nirleamburg whereof he was a subject. —

It is therefore ordered by the court that the said John Brake be and he is hereby admitted and enrolled a citizen of the United State of America according to law. —

Ordered that Court adjourn until Thursday the 9th day of August next at 9 o'clock A.M.

J. Williams Ch. Jus.
Geo. Greene J.

Thursday, Morning August 9th A.D. 1849 Court met Pursuant to adjournment

Present the Honorable
Joseph Williams, chief Justice
George Greene Associate Judge

Ogle's and Scott for Bloomington Complt } In Chancery, An appeal
against } from the Decree of the District
Noel Foster Defts } Court of Muscatine County —

This day came the parties aforesaid by their Solicitors, and On motion of the Defendant, It is ordered by the Court that this cause be continued until the next term of this Court, unless the parties shall agree to have this cause heard at the sitting of this Court in Burlington next December —

Elisha Allen and Deliverance Rogers Pltffs in Error } Writ of Error to the
against } Judgment of the District
Jesse Thyon Deft in Error } Court of Clinn County —

It is ordered by the Court that this cause be continued until the next term of this Court, unless the parties by their agreement shall have this cause heard at the meeting of this Court in Burlington in December next. —

It is ordered by the Court, that in all cases transfered from the Docket of this Court to the Docket of this court in any other District, that the parties shall pay to the Clerk of this Court his fees in said Cases before he shall permit the papers to go out of his o.

Court. —— June Term 1849 —

Ordered that Court adjourn until Court in Course of Law. —

J. S. Williams
Clerk
Geo. Gump

June Term 1850

At a Supreme Court begun and held in and for the State of Iowa, in Chas. D. Judicial District, at the State House in Iowa City, on the 24th. day of June A.D. 1850

Present the Honorable

This being the day the Supreme Court should meet, but the Justices of said Court not appearing, the Court stands adjourned until to morrow Morning 9 o'clock.—

Geo. S. Hampton Clk

Thursday Morning, June 25th. A.D. 1850

The Justices of the Supreme Court not appearing, the Court stands adjourned until to morrow Morning 9 o'clock—

Geo. S. Hampton Clk

Wednesday June 26th. A.D. 1850

Court met pursuant to adjournment

Present the Honorable

Joseph Williams, Chief Justice
George Greene, Associate
John F. Kinney, Justices

Luther M. Hickok, Plff in Error, against Nathan Menstine, Deft in Error } Writ of Error to the Judgment of the District Court of Des Moines County—

It is ordered by the Court that this cause be continued until the next term of this Court.—

James R. Hayerwealler et al, Plff in Error, against John Menstine use &c., Deft in Error } Writ of Error to the Judgment of the District Courts of Des Moines County.—

It is ordered by the Court that this cause be continued until the next term of this Court.—

Thomas Snyder, Plff in Error, against Samuel B. Patterson Admr. of the Estate of Seth Williams dec'd, Deft in Error } Writ of Error to the Judgment of the District Court of Johnson County

This day came the parties aforesaid by their Attorneys, and on motion of the plaintiff in Error, It is ordered by the Court that the writ of Error herein be dismissed and that a writ of procedendo issue to the Court below accordingly, and on motion of the Defendant in Error, It is considered by the Court that the said Defendant in error recover of the plaintiff in error the sum of Five Dollars and sixty nine cents, five per cent

damages on the amount of the Judgment in the District Court also the costs herein expended and that an execution issue for the same. —

It is ordered by the court that the plaintiffs in error in each case on the Docket, have until tomorrow morning to assign errors —

Elisha Allen and Deliverance Rogers Plffs in Error } Writ of Error to the
against } Judgt. of the District Court
Jesse Bryson Deft in Error } of Linn county. —

This day came the Attorneys for the parties aforesaid and thereupon the Defendants Attorney, suggested the death of said Defendant, and the Attorney for the plaintiffs also suggested the Death of Deliverance Rogers one of the plaintiffs in this cause, — It is ordered by the court that this cause be continued until the next term of this Court —

R. P. Lowe Plff in Error } Writ of Error to the Judgt.
against } of the District court of
George Babcock Deft in Error } Muscatine County. —

This day came the plaintiff in Error by his Attorney and suggested the death of the Defendant in error, and on his motion, It is ordered that a Scire facias issue against the Administrator of said Defendant in Error returnable on the 1st. day of the next term of this Court, to shew cause why this Cause shall not be revived against him. — and it is further ordered that this Cause be continued until the next term of this court. —

Ahab Marshall this day having appeared in open court and having taken the oath to support the constitution of the United States and the Constitution of this State, and the oath of an Attorney and Counsellor at Law, on motion he the said Ahab Marshall, is ordered to be enrolled as an Attorney of this Court. —

George M. Adair Plff in Error } Writ of Error to the
against } Judgt. of the District Court
Miles Rusell Deft in Error } of Johnson County. —

This day came the plaintiff in Error by his Attorney and on his motion, It is ordered by the Court that the writ of Error herein be dismissed, and that a writ of procedendo issue to the court below accordingly, and it is considered by the court that the Defendant in error recover of the plaintiff in error the costs herein expended. and that execution issue for the same. —

June Term 1850

James Marshall — Pff in Error — Writ of Error to the Judgt. of the District Court of
against — Deft in Error — Johnson County.
Peter Moorcraft

This day this cause came on to be heard, and the Court having heard the arguments of Counsel on both sides, and not being sufficiently advised in the premises, took time to consider of the same. —

Greene & Brothers — Pffs in Error — Writ of Error to the Judgt. of the District Court of
against — Deft in Error — Linn County. —
John F. Ely Admr &c.

This Cause now coming on to be heard, and the Honorable George Greene being interested in this suit retired from the bench, and and the Court not having time to hear all the arguments of the Counsel in this cause, the further hearing is adjourned over until tomorrow Morning. —

It is ordered by the Court that William F. Heptburn be and he is hereby appointed Messenger of this Court during the present Session. —

Ordered that Court adjourn until tomorrow Morning 9 o'clock —

J. Williams
Ch Jus.
J. F. Kinney
Geo Greene

June Term 1850

Thursday morning June 27th 1850 Court met pursuant to adjournment

Present the Honorable

Joseph Williams, Chief Justice
John F. Kinney } Associate
George Greene } Justices

Elisha Allen & Deliverance Rogers Plff in Error } Writ of Error to the
against } Judgment of the District
Jesse Bryon Deft in Error } Court of Linn County.

On motion of the plaintiffs in Error by their Attorney, It is ordered by the court that a scire facias issue against the Administrator of Jesse Bryon the Defendant in Error, whose death was suggested to the court on yesterday, returnable on the 1st day of the next term of this Court, to shew cause why this cause shall not be revived and prosecuted against him as administrator as aforesaid.— and on the further motion of the Attorney for the plaintiffs in Error, It is further ordered by the court that this cause survive and be prosecuted in the name of Elisha Allen surviving plaintiff in Error of Deliverance Rogers, whose death was suggested to the court on yesterday.—

Absent the Honorable Joseph Williams, Chief Justice—

Robert Lucas Plff in Error } Writ of Error to the Judgt
against } of the District Court of
Thomas Snyder Deft in Error } Muscatine County.—

This day came the parties aforesaid by their Attorneys and thereupon the plaintiff in Error moved the Court for a rule on the Clerk of the District Court of Muscatine County to perfect the record in this cause, which motion being heard was sustained by the Court, It is therefore ordered by the court that a rule be and the same is hereby granted the said plaintiff in error against Richard Cadle Clerk of the District Court of Muscatine County returnable forthwith to shew cause, if any he can, why he does not perfect this record in this cause, by sending up a copy of the bill of particulars filed by Snyder in the Court below.

Godfrey B. Gaff and R. P. Lowe plaintiffs in Error } Writ of Error to the Judgt
against } of the District Court
Henry D. La Coste Deft in Error } of Muscatine County

This day came the Defendant in Error by his Attorney and on his motion leave is given him to file the transcript in this cause, and it is ordered that this cause be placed on the Docket of this Court, and on the further motion of said Defendant, It is Considered by the court that the Judgment of the District Court, be affirmed and that a writ of procedendo issue to the court below accordingly, and that the Defendant in Error recover of the plaintiffs in error the costs herein expended in this Court and that execution issue for the same.—

June Term 1860

Present the Honorable Joseph Williams, Chief Justice—

Greene & Brothers, Plffs in Error, } Writ of Error to the
against } Judgment of the District
John T. Ely Admr &c. Defts in Error } Court of Linn County

This day this cause came on for further hearing, and the Honorable George Greene having an interest in this cause he retired from the bench, and the Court having heard the arguments of Counsel on both sides, but not being sufficiently advised in the premises took time to consider of the same.—

R. C. Mein, Plff in Error, } Writ of Error to the Judgt.
against } of the District Court of
John T. Ely Admr &c. Deft in Error } Linn County.—

This day this cause came on to be heard and the Court having heard the arguments of Counsel on both sides, and not being sufficiently advised in the premises took time to consider of the same.—

Present the Honorable George Greene Associate Justice—

Lyman C. Kline, Plff in Error, } Writ of Error to the
against } Judgment of the District
Thomas Dobbins, Deft in Error } Court of Muscatine County

By consent of parties, It is ordered that this cause be continued until next term.—

Jonathan C. Hall, Plff in Error, } Writ of Error to the
against } Judgment of the District
The Board of Comrs of } Court of Washington
Washington County, Defts in Error } County.—

This day came the parties aforesaid by their Attorneys, and thereupon the Defendants in error moved the Court to affirm the Judgment of the District Court for reasons on file, which motion being heard and the Court being now sufficiently advised, do order that said motion be overruled.—

James Robinson, Plff in Error, } Writ of Error to the Jud't.
against } of the District Court of
Peter Moriarty, Deft in Error } Johnson County—

This day this cause came on to be heard, and thereupon the Counsel on both sides submit the same to the Court on their written argument, and the Court not being sufficiently advised in the premises took time to consider of the same.—

June Term 1850—

Jacob Strab } Plff in Error } Writ of Error to the Judgment
against } of the District court of
James Gilleland } Deft in Error } ~~Dubuque~~ Cedar County.—

This day came the Defendant in error by his Attorney, and thereupon said Defendant moved the Court to affirm the judgment of the District Court which motion being heard and the court being now sufficiently advised of the same, It is ordered that said motion be sustained, It is therefore considered by the court that the judgment of the District Court be affirmed and that a writ of procedendo issue to the court below accordingly and it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the sum of Seven Dollars & thirty four cents being five per cent damages on the amount of the Judgment below, and also the costs herein expended, and that Execution issue for the same.—

David Hoek } Plff in Error } Writ of Error to the
against } Judgment of the District Court
Eli S. Fehl } Deft in Error } of Cedar County.—

This day came the Defendant in error by his Attorney, and thereupon said Defendant moved the court to affirm the judgment of the District court, which motion being heard and the court being now sufficiently advised of the same, it is ordered that said motion be sustained, It is therefore considered by the court that the judgment of the District court be affirmed, and that a writ of procedendo issue to the court below accordingly and it is further considered by the court that the Defendant in error recover of the plaintiff in error the sum of Fourteen Dollars & Seventy cents being eight per cent on the amount of the judgment below, and also the costs herein expended, and that execution issue for the same.—

Present the Honorable Joseph Williams, Chief Justice

Robert Lucas } Plff in Error } Writ of Error to the Just. of
against } the District court of
Thomas Snyder } Deft in Error } Muscatine County.

This cause this day came on for hearing and the court having heard the arguments of Counsel on both sides, and not being sufficiently advised in the premises took time to Consider of the same.—

Brown & Ferris } Plff in Error } Writ of Error to the Just. of
against } the District court of
William Harris } Deft in Error } Linn County—

This cause now coming on for hearing, the parties submit the same to the consideration of the court on their written arguments filed—

June Term 1850.

Ordered that court adjourn until to morrow Morning 8 o'clock.—

Jos. Williams Ch. J.
J. H. Kinney
Geo Greene } Judges

Friday Morning June 21st A.D. 1850

Court met pursuant to adjournment

Present the Honorable
Joseph Williams Chief Justice
John H. Kinney } Associate
George Greene } Justices

Richard L. Padmore a native of Great Brittain and a subject of Victoria Queen of the united Kingdoms of Great Brittain and Ireland, this day came personally into Court and made application to be Naturalized and admitted a citizen of the United States of America, and he having produced Satisfactory evidence as to his residence and good character as required by law, and he now having taken the oath to support the Constitution of the United States and to entirely renounce forever all allegiance and fidelity to any foreign prince, potentate, State or Sovereignty whatever and particularly to Victoria Queen of the united Kingdom of Great Brittain and Ireland whereof he was a subject—

It is therefore ordered by the Court that the said Richard L. Padmore be and he is hereby admitted and enrolled a citizen of the United States of America according to law.—

Matthew Cochran a native of Ireland and a subject of Victoria Queen of the united Kingdoms of Great Brittain and Ireland, this day came personally into Court and made application to be naturalized and admitted a citizen of the united States of America, and he having produced Satisfactory evidence as to his residence and good Character as required by law, and he now having taken the oath to support the constitution of the United States, and to entirely renounce forever all allegiance and fidelity to any foreign prince, potentate, State or Sovereignty whatever and particularly to Victoria Queen of the United

June Term 1850—

Kingdoms of Great Brittain and Irelands whereof he was a subject— It is therefore ordered by the Court that the said Matthew Cochran be and he is hereby admitted and enrolled a citizen of the United States of America according to law.—

James Harlan Plaintiff in Error } Writ of Error to the
against } Judgment of the District of
John M. Coleman Garnishee Deft in Error } Johnson County.

This day this Cause came on for further hearing and the Court being now sufficiently advised in the premises, find that there is error in the rendition of the Judgment in the District Court, It is therefore considered by the Court that the Judgment of the District Court be reversed and setaside and that further proceedings be had in the court below not inconsistent with the opinion of this court, and that a writ of procedendo issue to the Court below accordingly, and that the plaintiff in error recover of the Defendant in error the costs herein expended in this court and that execution issue for the same.— And the Defendant in Error gave notice that he would file a petition for a rehearing of this Cause.—

James Robinson Pff in Error } Writ of Error to the Judge
against } of the District Court of
John M. Coleman Garnishee Deft in Error } Johnson County.—

This day this Cause came on for further hearing and the Court being now sufficiently advised in the premises find that there is error in the rendition of the Judgment in the District Court, It is therefore considered by the court that the Judgment of the District Court be reversed and setaside and that further proceedings be had in the court below not inconsistent with the opinion of this court, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the plaintiff in error recover of the Defendant in error the costs herein expended in this court and that execution issue for the same.— And the Defendant in error gave notice that he would file a petition for a rehearing of this cause.—

Brown & Lewis Pff in Error } Writ of Error to the Judge
against } of the District Court of
William Harris Deft in Error } Linn County—

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find that there is error in the rendition of the Judgment in the District Court, It is therefore considered by the Court that the Judgment of the District Court be reversed and setaside, and that further proceedings be had in the court below not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the Court that the ~~Plaintiffs~~ in error recover of the Defendant in Error the costs herein expended in this Court.—

June Term 1850

Robert Lucas Pelf in Error } Writ of Error to the Judgment
against } of the District Court of
Thomas Schuyder Deft in Error } Muscatine County—

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find that there is error in the rendition of the Judgment of the District Court, It is therefore Considered by the court that the Judgment of the District Court be reversed and setaside and that further proceedings be had in the Court below not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the court that the plaintiff in error recover of the Defendant in error the costs herein expended in this Court, and that execution issue for the same.—

Dennis Bryon Pelf in Error } Writ of Error to the Judgment
against } of the District Court of
Celia Oxley Deft in Error } Linn County.—

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in error moved the court to dismiss the writ of Error herein for reasons on file, which motion being heard was overruled by the Court, and on motion of Norman W. Isbel, leave is given him by the court to join in the writ of Error with the plaintiff Dennis Bryon, which is done.—

Nathan Zerfing Pelf in Error } Writ of Error to the
against } Judgment of the District
George Maurer Deft in Error } Court of ~~Lucas~~ Clear County—

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in error moved the Court to strike from the transcript the 1st and 2nd Bills of Exceptions which motion being heard, and the Court being now sufficiently advised of the same, do order that said motion be sustained so far as it relates to the 2nd bill of Exceptions

It is therefore ordered by the Court that the 2nd Bill of Exceptions copied in the transcript be stricken from the same.—

Jonathan C. Hall Pelf in Error } Writ of Error to the Judgt
against } of the District Court
The Board of Commissioners } Deft in Error } of ~~Clear~~ Washington County—
of Washington County }

This day came the parties aforesaid by their Attorneys and thereupon the Defendants in error moved the court to strike from the transcript the Bill of exceptions, which motion being heard, was overruled by the court and thereupon this cause now coming on for hearing and the Court having heard the arguments of Counsel and not being sufficiently advised in the premises took time to consider of the same

June Term 1850 —

Daniels & Keye
against
Preston & Hastings

Compl'ts } In Chancery, An appeal
from the Decree of the Distric
Deft in ~~Error~~ } Court of Linn County —

This day came the parties by their Attorneys, and the Hon. Joseph Williams having been of Counsel in this Cause in the court below, he retired from the bench, and thereupon the Complainants moved the Court to dismiss the appeal herein, which motion being heard and the court not being sufficiently advised ~~of~~ the same took time to consider thereof —

Present the Hon Joseph Williams Chief Justice —

John McInnes
against
The State of Iowa,

Pet'r in Error } Writ of Error to the Judg't
of the District court of
Deft in Error } Muscatine county. —

This day this cause came on for hearing and the parties submit this cause to the consideration of the court on the written arguments of the Counsel. —

Asher A. Davis
against
Jane Mc. Davis

Compl't } In Chancery, An appeal
from the Decree of the District
Deft } Court of Johnson county. —

This day came the parties aforesaid by their Attorneys and thereupon the Defendant moved the court to reject from the transcript the Depositions of Mark H. Cushing, Louisa Neat, Sarah A. Davis, Ellen Davis, David Wilson George T. Andrews, John Clark and Ebenezer Douglas, which motion being heard, and the court not being sufficiently advised ~~of~~ the same, took time to consider thereof. —

William Broady
against
The State of Iowa

Pet'r in Error } Writ of Error to the Judg't
of the District Court of
Deft in Error } Linn County. —

This day this cause came on for hearing and the court ~~being sufficiently~~ having heard the arguments of Counsel on both sides and not being sufficiently advised in the premises took time to consider of the same. —

Henry D. Brown
against
John J. Henderson

Pet'r in Error } Writ of Error to the Judgment
of the District Court of
Deft in Error } Cedar county. —

This day this cause came on to be heard, and the court having heard the arguments of Counsel on both sides, and not being sufficiently advised took time to consider of the same —

Ordered that Court adjourn until tomorrow morning 8 o'clock. —

Jos Williams
Ch Just
J. F. Kinney Just
Geo. Greene Just

June Term 1850

Saturday morning June 29th A.D. 1850

Court met pursuant to adjournment

Present the Honorable

Joseph Williams, Chief Justice.

John F. Kinney } Associate

George Greene } Justices

Isher A. Davis — Complt } In Chancery, An appeal

against } from the Decree of the District

Jane M. Davis — Deft } Court of Johnson County. —

This day came the parties aforesaid by their Attorneys and the Court being now sufficiently advised of the Defendants motion made on yesterday to reject the Depositions of certain persons from the transcript, do order that said motion be sustained as to the Depositions of Mark A. Cushing and Louisa Nest, and overruled as to the balance — It is therefore ordered by the Court that the Depositions of Mark A. Cushing and Louisa Nest be rejected from the transcript filed herein. — And this Cause now coming on for hearing and the Court having heard the arguments of Counsel on both sides and not being sufficiently advised in the premises, doth to time to consider of the same. —

Walter Freeman Et al — Plffs in Error } Writ of Error to the

against } Judgment of the District

Alexander Peterkin Admr &c. — Defts in Error } Court of Cedar County. —

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in error moved the Court to affirm the Judgment of the District Court, for the reason that notice of the suing out of the writ of Error has not been given according to law, which motion being heard, was overruled by the Court, and thereupon the Defendant in error moved to affirm the Judgment of the District Court for reason that the plaintiffs in error has assigned no errors which motion being heard and the Court not being sufficiently advised of the same doth to time Consider of thereof

John Peet — Plff in Error } Writ of Error to the Judgt

against } of the District Court

Harvey Stone — Deft in Error } of Linn County. —

This day came the plaintiff in Error and suggests the death of the Defendant in error, and moves this Court for a rule to issue a Scirefacias to make his legal representative a party to this suit, which motion being heard was sustained by the Court, It is therefore ordered by the Court that a writ of Scirefacias issue against the legal representative of the said Harvey Stone deceased returnable on the 1st day of the next term of this Court to shew cause if any he can why he shall not be made a party to this suit. —

June Term 1850 —

Henry Basterdes a native of Prussia and a subject of Frederick William the fourth King of Prussia, this day came personally into open Court and made application to be naturalized and admitted a citizen of the United States of America, and he having produced satisfactory evidence as to his residence and good character as required by law, and he now having taken the oath to support the Constitution of the united States of America, and to entirely renounce forever all allegiance and fidelity to any foreign prince potentate, State or Sovereignty whatever and particularly to Frederick William the fourth King of Prussia whereof he was a subject. —

It is therefore ordered by the Court that the said Henry Basterdes be and he is hereby admitted and enrolled a citizen of the United States of America according to law. —

Timothy J. Anston a/pellant } In Chancery, Appeal from
against } the Decree of the District
Charles Smetland Et al a/pelles } Court of Cedar County. —

This day came the a/pellant by his Attorney and filed herein a transcript of the proceedings had in the District Court, and on his motion, It is ordered that this cause be placed on the Docket of this Court, and on the further motion of said a/pellant, It is ordered by the Court that a rule be granted him herein against S. D. McCalley Clerk of the District Court for Cedar County returnable on the 1st day of the next term of this Court to shew cause if any he can why he does not file with the clerk of this Court a full true and complete transcript of the record and proceedings had in said District Court, on or before the 1st day of the next term of this Court, and it is further ordered by the Court that the said Clerk ~~only~~ shall only have leave to Charge but for one transcript. —

Timothy J. Anston Pl'ff in Error } Writ of Error to the
against } Judgment of the District
Charles Smetland Deft in Error } Court of Cedar County

This day came the plaintiff in error by his Attorney, and filed herein a transcript of the proceedings had in the District Court, and on his motion, It is ordered that this cause be placed on the Docket of this Court, and on the further motion of said a/pellant, It is ordered by the Court that a rule be granted him herein against S. D. McCalley Clerk of the District Court of Cedar County to file with the clerk of this Court on or before the 1st day of next term of this Court a full true and complete transcript of the record and proceedings had in this cause in the said District Court of Cedar County, and that said Clerk have leave to charge but for one transcript —

June Term 1880.

Reuben McCaskey, Plff in error, vs. Writ of Error to the Judgment of the District Court of Cedar County.
against
School District No 1 of the Township of Centre in the County of Cedar, Deft in Error.

This cause this day came on for hearing and the Court having heard the argument of Counsel on both sides and not being sufficiently advised in the premises, took time to consider of the same.

Nathan Zerfing, Plff in Error, vs. Writ of Error to the Judgment of the District Court of Cedar County.
against
George Maurer, Deft in Error.

This cause now coming on to be heard, the same is submitted to the consideration of the Court on the written arguments of the counsel.

James Harlan, Plff in Error, vs. Writ of Error to the Judgt. of the District Court of Johnson County.
against
John M. Coleman Garnishee, Deft in Error.

This day came the Defendant in error by his Attorney and filed herein his petition for a rehearing of this cause and thereupon he moved the Court for a rehearing of this cause for reasons stated in said petition, and the Court not being sufficiently advised in the premises took time to consider of the same.

James Robinson, Deft in Error, vs. Writ of Error to the Judgt. of the District Court of Johnson County.
against
John M. Coleman Garnishee, Deft in Error.

This day came the Defendant in error by his Attorney and filed herein his petition for a rehearing of this cause and thereupon he moved the Court for a rehearing of this cause for reasons stated in said petition, and the Court not being sufficiently advised in the premises took time to consider of the same.

Daniels & Arye, Complts, vs. In Chancery. An appeal from the decree of the District Court of Linn County.
against
Preston & Hastings, Defts.

The Court being now sufficiently advised of the Complts motion to dismiss the appeal herein, order that said motion be overruled.

Dennis Bryon Et al, Plff in Error, vs. Writ of Error to the Judgment of the District Court of Linn County.
against
Celia Oxley, Deft in Error.

This day this cause came on to be heard and the Court having heard the arguments of Counsel on both sides and not being sufficiently advised in the premises took time to consider of the same.

June Term 1850.

James Chambers ... Pltff in Error } Writ of Error to the
against } Judgt. of the District
George M. Garner Defts in Error } Court of Linn County.

This Cause now coming on to be heard and the Court not having time to heard all the arguments of Counsel this day, the further hearing will be had on Monday morning next. —

Ordered that Court adjourn until Monday Morning next 8 o'clock. —

J. Williams
Ch. Just
J. F. Kinney
G. Green } Judges

Monday morning July 1st A.D. 1850 Court met pursuant to adjournment
Present the Honorable
Joseph Williams, Chief Justice
John F. Kinney } Associate
George Greene } Justices

James Harlan Pltff in Error } Writ of Error to the Dist.
against } of the District Court
John M. Colman Garnishee Deft in Error } of Johnson County. —

This day came the parties aforesaid by their Attorneys and the Court being now sufficiently advised of the Defendant Motion for a rehearing of this cause, do order that said Motion be overruled. —

James Robinson Pltff in Error } Writ of Error to the Judgment
against } of the District court of
John M. Colman Garnishee Deft in Error } Johnson County. —

This day came the parties aforesaid by their Attorneys, and the Court being now sufficiently advised of the Defendants motion for a rehearing of this cause, do order that said Motion be overruled. —

John Holmes Pltff in Error } Writ of Error to the Dist.
against } of the District Court
The State of Iowa Deft in Error } of Muscatine County. —

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find that there is manifest error in the rendition of the Judgment by the District Court in this cause, it is ordered that the said Holmes

June Term 1859. —

that part of the Judgment which read as follows " and in case the Defendant neglect or refuse to give the Security aforesaid and pay the costs of prosecution, It is ordered that the Defendant be committed to the County jail of this County there to remain until he shall comply with the orders of the Court herein, and until he shall should be discharged by the Court, or in due course of law," and that there is no error in the balance of the Judgment of the District Court, It is therefore considered by the Court that the Judgment of the District Court so far as it relates to Committing the said John Holmes to the County Jail, be and the same is hereby reversed and setaside, and that the balance of the Judgment be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the plaintiff in error recover of the Defendant in error the costs herein expended in this Court and that execution issue therefor. —

Nathan Berfing Plff in Error } Writ of Error to the
against } Judgt. of the District Court
George Maurer Deft in Error } of Cedar County. —

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the Judgment in the District court, It is therefore Considered by the court that the Judgment of the District Court of Cedar County be affirmed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the plaintiff in error recover of the plaintiff in error the costs herein expended in this court and that an execution issue for the same. —

Walter Freeman and John Fulwider Plffs in Error } Writ of Error to the
against. } Judgt. of the District
Alexander Peterkin Admr &c. Defts in Error } Court of Cedar county.

This day came the parties aforesaid by their Attorneys and the Court being now sufficiently advised of the Defendants motion to affirm the Judgment of the District Court, do order that said motion be sustained, It is therefore Considered by the Court that the Judgment of the District Court be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the court that the Defendant in error recover of the plaintiffs in error the costs herein expended in this Court and that execution therefor. —

June Term 1859

William Broady, Plff in Error } Writ of Error to the Judgt
against } of the District Court of
The State of Iowa, Deft in Error } Linn County.—

This cause now coming on for further hearing and the court being now sufficiently advised in the premises find that there is no error in the rendition of the Judgment by the District Court, It is therefore considered by the court that the Judgment of the District Court be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the court that the Defendant in error recover of the plaintiff in error the costs herein expended, in this Court and that execution issue for the same.—

Daniels & Frye, Complts } In chancery, An appeal from
against } the Decree of the District Court
Preston & Hastings, Defts. } of Linn County.—

This day came the parties aforesaid by their Attorneys and the Honorable Joseph Williams chief justice, having been of Counsel in this cause in the District Court, retired from the bench.— and thereupon the Complainants moved the court for a rule against the Clerk of the District Court of Linn County to send up the report of William G. Woodward Esqr. the master to whom the exception taken below by Complainants to the answers of the Defendants, which motion being heard was overruled by the court — And this cause now coming on for hearing and the Court having heard the arguments of Counsel on both sides, and not being sufficiently advised in the premises took time to consider of the same.—

Present the Honorable Joseph Williams, Chief Justice

On motion of Isaac McPreston Esqr. It is ordered by the court that messrs William G. Woodward, William Smyth and Morgan Reno be and they are hereby appointed a Committee to examine as to the qualifications of Mr John Green an applicant for admission to practice law as an Attorney in this State, and that they make report to this court.—

James Chambers, Plff in Error } Writ of Error to the Judgment
against } of the District Court of
George M. Games, Deft in Error } Linn County.—

This cause now coming on to be heard and the court having heard the arguments of Counsel on both sides and not being sufficiently advised in the premises, took time to consider of the same.—

William Abbe, Plff in Error } Writ of Error to the Judt
against } of the District Court of
Wm H. Higgins, Deft in Error } Linn County.—

This cause now coming on for hearing and

June Term 1850

the Court having heard the arguments of Counsel on both sides and not being sufficiently advised in the premises took time to Consider of the same. —

John Peet — Plff in Error — Writ of Error to the judgment of the District court of Linn County. —
against
Harvey Stone — Defdt in Error

And now comes Alonzo Stone Executor of the last Will and testament of Harvey Stone deceased and enters his appearance herein to the writ of scire facias ordered to be issued on the 29th day of June A.D. 1850 to be made a party to the writ of Error herein, and thereupon the said Alonzo Stone Executor as aforesaid moves the Court to quash the writ of Error herein for the reason that said writ on the death of the said Harvey Stone deceased, after the suing out of the same and before assignment of error thereon court on the 6th day of March 1850 abated by operation of law, and cannot be revived against him the said Alonzo Stone Executor as aforesaid, which motion being heard and the Court not being sufficiently advised of the same took time to Consider thereof. —

Samuel M. Durham — Plff in Error — Writ of Error to the Judgt of the District Court of Linn County. —
against
Addison Daniels — Defdt in Error

This cause now coming on for further hearing and the Court having heard the arguments of Counsel on both sides and not being sufficiently advised in the premises, took time to Consider of the same. —

Thomas Dare — Plff in Error — Writ of Error to the judgment of the District Court of Muscatine county.
against
James M. Kealley — Defdt in Error

On the calling of this cause the Plaintiff in error failed to appear, and there being no evidence that he had given the Defendant in error notice of the suing out of the writ of error herein, It is therefore considered by the Court that the judgment of the District court be affirmed and that a writ of procedendo issue to the court below accordingly, and that the Defendant in error recover of the plaintiff in error the costs herein expended in this Court and that execution issue for the same. —

Ordered that Court adjourn until tomorrow morning 8 o'clock —

J. W. Williams
Clk Sup. Ct.
by J. C. Tammy Clk
Geo Green Judge

June Term 1850

Tuesday Morning July 2nd 1850 Court met pursuant to adjournment

Present the Honorable
Joseph Williams, Chief Justice
John A. Kinney } Associate
George Green } Justices

Asher A. Davis — Compl't } In Chancery, An appeal from
against } the Decree of the District Court
Jane Mc. Davis — Deft } of Johnson County.—

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises find there is no error in the rendition of the Decree by the District Court, his honor Judge Kinney dissenting, It is therefore considered by the Court that the Decree of the District Court be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the plaintiff in error recover of the Defendant in error the costs herein expended in this Court, and that execution issue for the same.—

John Peet — Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Harvey Stone — Deft in Error } Linn County.—

The Court now being sufficiently advised of the motion made in this cause on yesterday by Alanson Stone Executor of the last will and testament of Harvey Stone deceased, in answer to the writ of Scire facias to be made a party to the writ of Error, to abate the same, do order that said motion be sustained, It is therefore considered by the Court that the writ of Error herein abate and that a writ of procedendo issue to the Court below accordingly, and that the said Alanson Stone Executor as aforesaid recover of said plaintiff in error the costs herein expended and that execution issue ~~herein~~ for the same.—

William Abbe — Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Van B. Higgins — Deft in Error } Linn County.—

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find there is no error in the rendition of the Judgment in the District Court by the Court, It is therefore considered that the Judgment of the District court be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court, that the Defendant in error recover of the plaintiff in error the costs herein expended in this Court, and that an execution issue for the same.—

June Term 1850.

Reuben McCaskey — Pff's in Error
against
School District No 1 of the Township of Centre in the County of Cedar — Deft in Error
} Writ of Error to the Judgment of the District Court of Cedar County

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is manifest error in the rendition of the Judgment by the District Court, It is therefore considered by the Court that the Judgment of the District Court be reversed and setaside and that further proceedings be had in the District Court not inconsistent with the opinion of this Court and that a writ of procedendo issue to the Court below accordingly and it is further considered by the Court that the plaintiffs in error recover of the Defendant in error the cost herein expended in this Court, and that execution issue for the same. —

The Committee appointed by this Court to examine as to the qualifications of John Green Esqr. an applicant to be admitted to practice law in this State, made the following report to wit "State of Iowa, Supreme Court Fourth Judicial District June A. D. 1850. —

To the Hon. Court, The Committee appointed to examine into the qualifications of John Green for admission to the bar of this State and to enquire as to his Moral Character — Report, That we have attended to that duty, and are satisfied in relation to both the above named subjects of enquiry; and therefore recommend his admission to the Bar —

M. S. Woodward
M. Reno
Wm Smyth

And the said John Green being in Court, and he having taken the oaths to support the Constitution of the United States and the Constitution of this State, and also the oaths to honestly demean himself in the practice of an Attorney and Counsellor at law and Solicitor in Chancery, It is therefore ordered by the Court that he the said John Green be enrolled and admitted to practice as an Attorney and Counsellor at law and Solicitor in Chancery in this Court and the several District Courts of this State. —

Absent the Honorable Joseph Williams Chief Justice —

Robert Lucas Et. al — Pff's in Error
against
Thomas Snyder — Deft in Error
} Writ of Error to the Judgt. of the District Court of Muscatine County. —

This day came the parties aforesaid by their Attorneys and thereupon the plaintiffs in error moved the Court to

June Term 1850—

continue this cause until the next term of this court for reasons on file, which motion being heard was overruled by the Court, and this cause now coming on to be heard and the Court having heard the arguments of Counsel and being now sufficiently advised in the premises, find there is no error in the rendition of the Judgment by the District Court, It is therefore Considered by the Court that the Judgment of the District Court be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further Considered by the Court that the Defendant in error recover of the plaintiffs in error the Costs herein expended, and that execution issue for the same.—

Present the Honorable Joseph Williams, Chief Justice—

Ogleree & Isett for the use of the town of Bloomington against Fuel Foster — Pff's in Error; Writ of Error to the Judgment of the District Court of Muscatine County. — Deft in Error

This Cause now coming on for ~~further~~ hearing and the Court having heard the arguments of Counsel on both sides and not being sufficiently advised in the premises took time to Consider of the same. —

Jonathan C. Hall against The Board of Commissioners of Washington County — Pff in Error; Writ of Error to the Judgt. of the District Court of Washington County. — Defts in Error

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find that there is Manifest error in the rendition of the Judgment by the District Court, It is therefore Considered by the Court that the Judgment of the District Court be reversed and Setaside and that further proceedings be had in the District Court not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly and it is further Considered by the Court that the plaintiff in error recover of the Defendant in error the costs herein expended in this Court and that execution issue for the same. —

Curtis Tryon Et al against Celia Exley — Pffs in Error; Writ of Error to the Judgment of the District Court of Linn County. — Dft in Error

This Cause now coming on for further hearing and and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the Judgment by the District Court, It is therefore Considered by the Court that the Judgment of the District Court be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that

the Defendant in error recover of the Plaintiffs in error the Costs herein expended in this Court, and that execution issue for the same.—

Daniels & Nye
against
Preston & Hastings

Complt's } In Chancery, On appeal from a Decree of the District Defts. } Court of Linn County.—

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the Decree by the District Court, It is therefore Considered by the Court that the Decree of the District Court be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further Considered by the Court that the Complainants recover of the Defendants the Costs herein expended in this Court, and that execution issue for the same.—

Isaac Carothers Admr
against
Isaac P. VanHagan Et al

Plff in Error } Writ of Error to the Judgt. of the District Court
Defts in Error } of Muscatine County—

The Court having had this cause under advisement and the Court being now sufficiently advised in the premises find there is error in the rendition of the Judgment by the District Court, It is therefore Considered by the Court that the Judgment of the District Court be reversed and set aside and that further proceedings be had in the District Court not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly and it is further Considered by the Court that the plaintiff in error recover of the Defendants in error the Costs herein expended in this Court, and that an execution issue for the same.—

Peter Dilts & James D. Stockton
against
William Chambers

Plffs in Error } Writ of Error to the Judgt. of the District Court of Cedar County.
Deft in Error }

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is error in the rendition of the Judgment by the District Court against Peter Dilts, It is therefore Considered by the Court that the Judgment of the District Court, be reversed and set-aside so far as it relates to Peter Dilts and that further proceedings be had in the District Court not inconsistent with the opinions of this Court, and that the Judgment of the District Court so far as it relates to James D. Stockton be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the plaintiffs in error recover of the Defendant in error the costs herein expended

June Term 1850

in this Court and that execution issue for the same.—

Ordered that Court adjourn until tomorrow morning 9 o'clock—

W. Williams
Ch Just.
J. F. Kinney J.S.C.

Wednesday Morning July 3rd A.D. 1850 Court met pursuant to adjournment
Present the Honorable
Joseph Williams Chief Justice
John F. Kinney Associate Judge

J. Bridgman & Co. } Pff in Error } Writ of Error to the Judge
against } of the District Court of
William D. Veile } Deft in Error } Muscatine County.—

By consent of parties, It is ordered by the Court that this Cause be continued until the next Term of this Court.—

Henry D. Brown } Pff in Error } Writ of Error to the Judge
against } of the District Court of
John J. Tomlinson } Deft in Error } Cedar County.—

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is manifest Error in the rendition of the Judgment by the District Court. It is therefore considered by the Court that the Judgment of the District Court be reversed, and set aside and that further proceedings be had in the District Court not inconsistent with the opinion of this Court, and that a mit of procedendo issue to the Court below accordingly and it is further considered by the Court that the Plaintiff in error recover of the Deft in error the costs herein expended in this Court and that execution issue for the same.—

James Chambers } Pff in Error } Writ of Error to the
against } Judgment of the District
George M. Haines } Deft in Error } Court of Linn County.—

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is manifest error in the rendition of the Judgment by the District Court. It is therefore considered by the Court that the Judgment of the D.

Court be reversed and setaside and that further proceedings be had in the District Court not inconsistent with the opinion of this Court, and that a mit of procedendo issue to the Court below accordingly, and it is further considered by the court that the plaintiff in error recover of the defendant in error the costs herein expended in this Court and that an execution issue for the same.—

Samuel M. Durham, Plff in Error, } Writ of Error to the
against } Judgment of the District
Addison Daniels, Defts in Error } Court of Lewis County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the judgment by the District Court, It is therefore considered by the court that the judgment of the District Court be affirmed, and that a mit of procedendo issue to the Court below accordingly, and it is further considered by the court that the Defendant in error recover of the plaintiff in error the costs herein expended in this court and that execution issue for the same—

Greene & Brothers, Plffs in Error, } Writ of Error to the Judgt
against } of the District Court of
John A. Ely Admr &c. Defts in Error } Lewis County.—

This cause now coming on for further hearing and the court being now sufficiently advised in the premises find that there is no error in the rendition of the judgment by the District court, It is therefore considered by the Court that the judgment of the District Court be affirmed, and that a mit of procedendo issue to the Court below accordingly and it is further considered by the court that the Defendant in error recover of the plaintiff in error the costs herein expended in this Court and that an execution issue for the same.—

It is ordered by the Court that all causes on the Docket of this Court not otherwise disposed of be and the same are hereby continued until the next term of this court.—

Ordered that Court adjourn until Court in Course of Law.—

J. Williams
P. H. Rivers
Judges

June Term 1851

At a Supreme Court began and held in and for the State of Iowa in the 4th Judicial District, at the State House in Iowa city, on Monday the 23rd day of June A.D. 1851.—

Present the Honorable

This being the day the Supreme court should meet, but the Justices of said Court not appearing, the court therefore stands adjourned until tomorrow morning 9 o'clock.—

Geo. L. Hampton Clerk.—

Tuesday Morning June 24th A.D. 1851 Court met

Pursuant to adjournment

Present the Honorable

Joseph Williams, Chief Justice
J. F. Kinney } Associate
George Greene } Justices

Oglevie & Isett for Complts } In Chancery
against } In appeal from the
Saml Foster } Decree of the District Court of Musca-
Deft } tine County.—

This Cause now Coming on for final hearing, and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the Decree by the District Court, It is therefore considered by the court that the Decree of the District Court be affirmed and that a writ of procedendo issue to Court below accordingly, and it is further considered by the Court that the said Complainants recover of the said Defendant the costs herein expended in this Court and that execution issue for the same.—

Henry Earhart Et. al. } Pltfs in error } Writ of Error to the Judgment
against } of the District Court of
C. C. Catlett } Deft in Error } Johnson County.—

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the Judgment by the Court below, It is therefore ordered that the order made in this cause at a former term of this court reversing this cause be and the same is hereby setaside, and it is now considered that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the court below accordingly, and that the Defendant in error recover of the said Plaintiffs in error the costs herein expended, and that an execution issue for the same.—

June Term 1851

Luther M. Hickok Plff in Error } Writ of Error to the Judgment of the District Court of Des Moines County.
against
Nathan Menstine Deft in Error }

It is ordered by the Court that the Writ of Error herein be dismissed for the want of prosecution and that a writ of procedendo issue to the Court below accordingly. It is therefore Considered by the Court that the Defendant in error recover of the said plaintiff in error the Costs herein expended in this Court, and that execution issue for the same.

James R. Frayerweather Et al. Plffs in Error } Writ of Error to the Judgment of the District Court of Des Moines County
against
John Menstine use &c. Deft in Error }

It is ordered by the Court that the Writ of Error herein be dismissed for the want of prosecution and that a writ of procedendo issue to the Court below accordingly. It is therefore Considered that the said Defendant in error recover of the said plaintiffs in error the costs herein expended in this Court and that execution issue for the same.

Ralph P. Lowe Plff in Error } Writ of Error to the Judgment of the District Court of
against
George Babcock Deft in Error } Muscatine County.

This day came the plaintiff in error by his Attorney and Jacob Butler Esqr. Attorney for Thomas M. Isett the party in interest in this cause, and filed their agreement herein, and in pursuance of said agreement of the Attorneys aforesaid, It is Considered by the Court that the said Thomas M. Isett recover of the said Ralph P. Lowe and Auley McAuley ~~Frederick A. Lowe~~ the security in the appeal ~~and writ of Error~~ bond, the sum of Fifty Eight Dollars and Sixty Seven cents, together with the costs herein expended in this court as well as in the court below. — ~~It~~ that the execution on this Judgment be stayed until the 23rd day of June A. D. 1852. ~~the next term of this court to be holden at this place.~~

Robert Lucas Plff in Error } Writ of Error to the Judgment of the District Court of
against
Thomas Snyder Deft in Error } Muscatine County —

On Motion of the plaintiff in error by his Attorney, It is ordered by the Court that he have leave to withdraw from the Clerks office of this court the original papers filed in this Cause, and that the Clerk of this Court transmit said papers to the Clerk of the District Court of Muscatine County. —

Godfrey B. Zaff Et al. Plffs in Error } Writ of Error to the Judgment of this District Court of
against
Henry D. La Cossett Deft in Error } Muscatine County —

This day came the parties by their Attorneys, and thereupon the plaintiffs in error moved the Court to set aside the order and judgment of this court rendered at the last term of this Court, affirming the Judgment of the District Court, and grant a rehearing of this

Cause for reasons on file, Which motion being heard, and the Court being sufficiently advised of the same, do order that said motion be overruled. —

X William G. Woodward Prosecuting Atty. Pltff in Error } writ of Error to the Judgment
against } of the District Court of
Asa Gregg, School fund Comr. Deft in Error } Muscatine County. —

This Cause now coming on for hearing, and the Court having heard the arguments of Counsel and not being sufficiently advised in the premises took time to Consider of the same. ch

X Alphonso B. Newcomb Pltff in Error } writ of Error to the Judgment of the District Court
against } of Muscatine County. —
Steam Boat Lebanon No. 2. Deft in Error }

This Cause now coming on for hearing, and the Court having heard the arguments of Counsel, and not being sufficiently advised in the premises took time to consider of the same. ch

Y Steam Boat Wisconsin Et. al. Pltffs in Error } writ of Error to the Judgment
against } of the District Court of
William L. Young Deft in Error } Muscatine County. ch

This Cause now coming on for hearing, and the Court having heard the arguments of Counsel, and not being sufficiently advised in the premises took time to consider of the same. ch

William Wolcott Lawrence this day having appeared in open Court and having taken the oath to support the Constitution of the United States and the Constitution of this State and the oath of an attorney and Counsellor at law and Solicitor in Chancery, and on motion he the said William Wolcott Lawrence is ordered to be enrolled as an attorney of this Court. ch

Ordered that Court adjourn until tomorrow Morning 8 o'clock. ch

J. Williams
Chief Justice

J. F. Kinney
Geo. Greene } Judges

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June Term 1851

Thursday Morning, June 26th 1851

Court met according to adjournment

Present the Honorable

Joseph Williams, Chief Justice

J. F. Kinney } Associate

George Greene } Judges

William E. Woodward Esqr. Atty Plff in Error } Writ of Error to the
against } Judgment of the District
Asa Clegg School Fund Comr Deft in Error } Court of Muscatine County

This Cause Now Coming on for further hearing and the Court being Now Sufficiently advised in the premises find that there is no error in the Rendition of the Judgment by the Court below, It is therefore Considered by the Court that the Judgment of the Court below be affirmed, and that a writ of Procedendo issue accordingly, And it is further Considered by the Court that the Defendant in Error recover of the Plaintiff in error the Costs herein expended in this Court.—

Alpheus B. Newcomb Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Steam Boat Clermont &c Deft in Error } Muscatine County. &c

This Cause Now Coming for further hearing and the Court being now sufficiently advised in the premises, find that there is no error in the rendition of the Judgment by the Court below, It is therefore Considered by the Court that the Judgment of the District Court be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further Considered by the Court that the Defendant in error recover of the plaintiff in error the Costs herein expended in this Court, and that execution issue for the same. &c

William Lewis Plff in Error } Writ of Error to the Judgment
against } of the District Court
David Boydston Deft in Error } of Cedar County. &c

This day came the parties aforesaid, by their Attorneys and thereupon the Defendant in Error moved the Court to affirm the Judgment of the District Court with damages ~~which was~~ for reasons on file which motion being heard was sustained by the Court, It is therefore Considered by the Court that the Judgment of the District Court be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further Considered by the Court that the said Defendant in error recover of the said ~~Defendant~~ Plaintiff in Error the sum of Six Dollars and Seventy five Cents being six per Cent damages on the amount of the Judgment of the District Court, together with the Costs herein expended in this Court, and that execution issue for the same.

June Term 1854

Coffee & Standley Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Friends & Culbertson Defts in Error } Cedar County. —

This day came the Defendants in error by their Attorney and moved the Court to affirm the Judgment of the District Court with damages for reasons on file, which motion being heard was sustained by the Court, It is therefore Considered by the Court that the Judgment of the District Court be affirmed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the Court that the Defendants in error recover of the plaintiffs in error the sum of Nine Dollars and sixty eight Cents to being four per cent damages on the amount of the Judgment of the District Court, together with the costs herein expended in this Court and that execution issue for the same. —

Henry O'Conner this day personally appeared in open Court and having taken the oath to support the Constitution of the United States and the Constitution of this State and the oath of an Attorney and Counsellor at Law, and Solicitor in Chancery, whereupon on motion the said Henry O'Conner is ordered to be enrolled as an attorney of this Court. —

William Bowers Plff in Error } Writ of error to the Judgment
against } of the District Court of
Wallace & Breding Defts in Error } Muscatine County —

This day came the parties aforesaid by their Attorneys and thereupon the Defendants in error moved the court to dismiss the writ of Error herein with damages, for reasons on file which motion being heard was sustained by the Court, It is therefore considered by the court that the writ of Error herein be dismissed, and that a writ of procedendo issue to the Court below accordingly and it is further considered by the court that the Defendants in error recover of the plaintiff in error the sum of Four Dollars and thirty eight Cents being four per cent on the amount of the Judgment of the District Court, together with the costs herein expended in this Court, and that execution issue for the same. —

Alfred Romps Plff in Error } Writ of Error to the Judgment
against } of the District Court of
The State of Iowa Deft in Error } Johnson County.

This day this cause came on for hearing and the court having heard the arguments of Counsel and not being sufficiently advised in the premises, took time to consider of the same. —

June Term 1851

Standley & Coffee } Plffs in Error } Writ of Error to the Judg-
against } ment of the District
William Green } Deft in Error } Court of Cedar County.

This day came the Defendant by his Attorney and moved the Court to affirm the Judgment of the District Court with damages for reasons on file, which being heard was sustained by the Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further Considered by the Court that the Defendant in error recover of the plaintiffs in error the costs herein expended, and that execution issue for the same. &c

Absent the Honorable Joseph Williams Chief Justice.—

Elisha Allen Survivor } Plff in Error } Writ of Error to the Judg-
against } ment of the District
Jesse Bryon } Deft in Error } Court of Linn County

On motion of the plaintiff in error by his Attorney It is ordered by the Court that the Clerk of this Court issue a writ of Scire facias against Isaac Butler Administrator of the Estate of Jesse Bryon deceased, returnable forthwith to shew cause if any he can why this cause shall not be revived and prosecuted against him as administrator as aforesaid.—

Lyman C. Kibbe } Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Thomas D. Obrin } Deft in Error } Muscatine County

By Consent of Parties, It is ordered that this cause be continued until the next term of this Court.—

Timothy D. Newton appellant } An appeal from the
against } Decree of the District
Charles Chetland Et al appellees } Court of Cedar County.

This day came the appellant by his Attorney and dismisses the appeal herein, It is therefore considered by the Court that the appeal herein be dismissed and that a writ of procedendo issue to the Court below accordingly, and it is further Considered by the Court that the appellees recover of the appellant the Costs herein expended in this Court, and that execution issue for the same. &c

June Term 1851

Timothy J. Newton Pltff in Error } Writ of Error to the Judgment
against } of the District Court of
Charles Swetland Deft in Error } Cedar County.—

On motion of the plaintiff in error by his Attorney, It is ordered by the Court that this cause be continued until the next term of this Court.—

Present the Honorable Joseph Williams Chief Justice

Jacob Scott Richman Pltff in Error } Writ of Error to the Judgment
against } of the District Court of
The State of Iowa Deft in Error } Muscatine County.—

This day this cause came on to be heard, and the Court having heard the arguments of Counsel and not being sufficiently advised in the premises took time to Consider of the same.—

I. A. Friend & Co. Pltffs in Error } Writ of Error to the
against } Judgment of the District
Jesse Beebe Deft in Error } Court of Washington County

This day this cause came on to be heard, and the Court having heard the arguments of Counsel and not being sufficiently advised in the premises took time to Consider of the same.—

Ordered that Court adjourn until tomorrow morning 8 o'clock.—

Joseph Williams
Chief Justice

J. F. Kinney
Isaac Greene } Judges

June Term 1851

Thursday Morning June 26. 1851

Court met regreably to adjournment

Present the Honorable

Joseph Williams, Chief Justice

J. J. Flenniken,

George Sudrach, Judges

Steam Boat Wisconsin &c al Plffs in Error, Writ of Error to the
against Judgment of the District
William L. Lyons Deft in Error, Court of Muscatine County

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises said that there is no error in the rendition of the judgment in the District Court. It is therefore considered by the court that the judgment of the District court be affirmed and that further proceedings be had in the District Court not inconsistent with the opinion of this Court, and that a procedendo issue to the Court below accordingly, and it is further considered by the court that the plaintiffs in error recover of the Defendant in error the costs herein expended in this Court and that execution issue for the same.

J. H. Friends &c. Plffs in Error, Writ of Error to the judgment
against of the District Court of
Josel Beebe Deft in Error, Washington County.

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the Judgment of the District Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed, and that a procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant in error recover of the plaintiffs in error the costs herein expended in this Court.

Received 1/3 83 m this 1st day of Nov. 1. 1857 M. Pomeroy Clerk for Pollard

Alfred Norris Plff in Error, Writ of Error to the judgment
against of the District Court of
The State of Iowa Deft in Error, Johnson County.

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the judgment by the District Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed, and that a procedendo issues to the Court below accordingly, and it is further considered by the court that the Defendant in error recover of the said plaintiff in error the costs herein expended and that an execution issue for the same.

June Term 1851

James Freeman a native of Ireland, and a subject of Victoria Queen of the United Kingdoms of Great Britain and Irelands, this day came personally into Court and made application to be naturalized and admitted a citizen of the United States of America, and he having produced satisfactory evidence as to his residence and good character as required by law, and he now having taken the oath to support the Constitution of the United States, and to entirely renounce forever all allegiance and fidelity to any foreign prince, potentate, State or Sovereignty whatever and particularly to Victoria, Queen of the United Kingdoms of Great Britain and Ireland whereof he was a subject.

It is therefore ordered by the Court that the said James Freeman be and he is hereby admitted and enrolled a Citizen of the United States of America according to law. —

Fernando H. Lea, Plff in Error, } Writ of Error to the Judgment of
against } the District Court of
Philip Pollard, Deft in Error. } Johnson County. —

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in error moved the Court to affirm the Judgment of the District Court with damages, for reasons on file, which motion being heard was sustained by the Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in error recover of the plaintiffs in error the sum of Thirteen Dollars and Eighty three cents being six per cent damages on the amount of the Judgment of the District Court, together with the costs herein expended in this Court, and that execution issue for the same. &c. —

David H. King, Etal, Plffs in Error, } Writ of Error to the Judgment
against } of the District Court of
Nathan Nevis, Deft in Error. } Linn County. —

This day came the Defendant in error by his Attorney, and Moved the Court to affirm the Judgment of the District Court with damages for reasons on file, which motion being heard and the Court being now sufficiently advised, do sustain said motion, It is therefore considered by the Court that the Judgment of the District Court be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in error recover of the plaintiffs in error the sum of Five Dollars and thirteen cents being five per cent damages on the Amount of the Judgment of the District Court, together with the costs herein expended in this Court, and that execution issue for the same. &c. —

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June Term 1851

John P. Glass Et al. Plffs in Error } Writ of Error to the
against } Judgment of the District
Thomas Philips Deft in Error } Court of Linn County.

This day came the Defendant in error by his Attorney and moved the Court to affirm the Judgment of the District Court with damages for reasons on file, which motion being heard was sustained by the Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the said Defendant in error recover of the said Plaintiffs in error, the sum of Five Dollars and Eighteen cents being five per cent damages on the amount of the Judgment of the District court, together with the Costs therein expended in this Court and that execution issue for the same. &c

John Rundall Et al. Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
Andrew Moffit Deft in Error } Linn County. &c

This day came the Defendant in error by his Attorney and moved the court to affirm the Judgment of the District Court with damages, for reasons on file, which motion being heard was sustained by the Court, It is considered by the Court that the Judgment of the District Court be affirmed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant in error recover of the plaintiffs in error the sum of Two Dollars and eighteen cents being five per cent damages on the amount of the Judgment of the District court, together with the costs therein expended in this court, and that execution issue for the same. &c

John Rundall Et al. Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
Andrew Moffit Deft in Error } Linn County. —

This day came the Defendant in error by his Attorney and moved the court to affirm the Judgment of the District Court with damages, for reasons on file, which motion being heard was sustained by the Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant in error recover of the plaintiffs in error the sum of Four Dollars and eighty two and one half cents being five per cent damages on the amount of the Judgment of the District Court, together with the costs therein expended in this Court, and that execution issue therefor. &c

June Term 1854

Alfred Romp } Pltff in Error } Writ of Error to the Judgment
against } of the District Court of
The State of Iowa } Deft in Error } Johnson County —

This day came the parties aforesaid by their attorneys And on motion of the plaintiff in error, It is ordered by the Court that the order made in this cause this morning be setaside and that the following entry and Judgment be rendered in lieu thereof, — This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find that there is no error in the rendition of the Judgment by the District Court, It is therefore considered by the Court that the said Alfred Romp pay the state of Iowa the sum of Ninety Dollars, his fine as assessed by the jurors in the District Court for his offence aforesaid, and also that he pay the Costs of prosecution as made in the District court as this Court taxed at $21. 75 cents — and that execution issue for the same. —

Louis S. Strafford } Pltff in Error } Writ of Error to the Judgment of the District
against } Court of Johnson County
Daniel F. Whipple } Deft in Error }

This Cause now coming on for hearing and the court having heard the arguments of Counsel, and not being sufficiently advised in the premises, took time to consider of the same —

William D. Emmit } Pltff in Error } Writ of Error to the Judgment of the District Court
against } of Muscatine County. —
Ansel Humphreys } Deft in Error }

This Cause now coming on for hearing and the Court having heard the arguments of Counsel, and not being sufficiently advised in the premises, took time to consider of the same. —

Ordered that Court adjourn until to-morrow morning 8 o'clock —

J. Williams Clerk

J. F. Kinney }
Geo Greene } Judges

June Term 1851.—

Friday Morning June 6th 1851
Court met according to adjournment
Present the Honorable
Joseph Williams, Chief Justice
G. F. Harney }
George Greene } Judges

Jacob Scott Richman Pltff in Error } Writ of Error to the Judgment
against } of the District Court
The State of Iowa Deft in Error } of Clinton County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the Judgment by the District Court, It is therefore Considered by the Court that the Judgment of the District Court be affirmed, and that the Defendant in error recover of the plaintiff in error the costs herein expended in this Court.—

John Peck Pltff in Error } Writ of Error to the Judg-
against } ment of the District Court
Abram Stone Executor of } of Clinton County
the Estate of Harvey Stone dec'd Deft in Error }

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in error moved the Court to dismiss the writ of Error herein for reasons on file, which motion being heard was sustained by the Court, It is therefore Considered by the Court that the writ of Error herein be dismissed, and that a writ of procedendo issue to the Court below accordingly, and it is further Considered by the Court that the Defendant in error recover of the Plaintiff in error the costs herein expended in this Court and that execution issue for the same.—

Freeman Smith & Ux et al Pltff in Error } Writ of Error to the Judgment
against } of the District Court
Samuel P. Higgins ano Deft in Error } of Clinton County.—

This day came the parties aforesaid by their attorneys and thereupon the Defendant in error moved the Court to affirm the Judgment of the District Court, for reasons on file, which motion being heard was overruled by the Court, and this cause now coming on to be heard and the Court having heard the arguments of Counsel and being now sufficiently advised in the premises find that there is no error in the rendition of the Judgment by the District Court, It is therefore Considered by the Court that the Judgment of the District Court be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further Considered by the Court, that the Defendant in error recover of the plaintiff in error the costs herein expended in this Court.—

June Term 1851.

George Andrews a native of Great Britain and a subject of Victoria Queen of the United Kingdoms of Great Britain and Ireland, this day came personally into Court and made application to be naturalized and admitted a citizen of the United States of America, and he having produced satisfactory evidence as to his residence and good character as required by law, and he now having taken the oath to support the Constitution of the United States of America, and to entirely renounce forever all allegiance and fidelity to any foreign prince, potentate, State or sovereignity whatever and particularly to Victoria Queen of the United Kingdoms of Great Britain & Ireland whereof he was a subject — It is therefore ordered by the Court that the said George Andrews be and he is hereby admitted and enrolled a citizen of the United States of America according to law.—

The State of Iowa against Joshua Glover — Deft in Error — Writ of Error to the Judgment of the District Court of Linn County.

This day this cause came on for hearing and the Court having heard the arguments of Counsel and not being sufficiently advised in the premises, took time to consider of the same.—

The State of Iowa against Joshua Glover and John Stevens — Plaintiff — Defendants — Writ of Certiorari to the Judgment of the District Court of Linn County.

This day this cause came on for hearing and the Court having heard the arguments of Counsel and not being sufficiently advised in the premises, took time to consider of the same.—

James Monroe against Samuel Moore — Plff in Error — Deft in Error — Writ of Error to the Judgment of the District Court of Linn County.—

This day this cause came on for hearing and the Court having heard the arguments of Counsel and not being sufficiently advised in the premises, took time to consider of the same.—

Harvey L. Higley against Hugh L. Bryan & Co — Plff in Error — Deft in Error — Writ of Error to the Judgment of the District Court of Linn County.—

This day this cause came on for hearing and the Court having heard the arguments of Counsel, and not being sufficiently advised in the premises, took time to consider of the same.—

June Term 1851

Harvey Digby, Plff in Error } Writ of Error to the
against } Judgment of the District
Joseph Bennett Deft in Error } Court of Jefferson County.

This day came the Defendant in error by his Attorney and filed a transcript of the record and proceedings of this cause herein, and on his motion It is ordered by the Court that this cause be placed on the Docket of this Court, and thereupon the said Defendant in error moved the Court to affirm the Judgment of the District Court for want of prosecution, which motion being heard was sustained by the Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in error recover of the said plaintiff in error the sum of Seven Dollars and twenty eight cents being six per cent damages on the amount of the Judgment of the District Court, and also the costs herein expended in this Court, and that execution issue for the same. —

Present the Honorable Joseph Williams, Chief Justice. —

J. Bridgman & Co. Plff in Error } Writ of Error to the Judgment
against } of the District Court of
William D. Wiels Deft in Error } Jefferson County. —

This day this cause came on for hearing and the Court having heard the arguments of Counsel, and not being sufficiently advised in the premises, took time to consider of the same. —

Elisha Allen (deceased) Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Jesse Bryon Deft in Error } Lewis County.

This day came the plaintiff in Error by his Attorney and on his motion, and it appearing to the satisfaction of the Court that the writ of Scire facias awarded herein on a former day of this term of this Court has been served on the said Isaac Butler Administrator of the estate of the said Jesse Bryon deceased, It is ordered by the Court that this cause be revived and prosecuted against the said Isaac Butler as administrator of the said Jesse Bryon deceased. —

Present the Honorable Joseph Williams, Chief Justice

Ordered that Court adjourn until tomorrow morning 8 o'clock. —

Jos Williams
Ch Justice
J. T. Mimms
Geo. Greene } Judges

June Term 1851

Saturday Morning June 28th 1851 Court met pursuant to adjournment.

Present the Honorable
Joseph B. Williams, Chief Justice
J. F. Harvey } Associate
George Greene } Judges

James Albaugh &c. Plff in Error, Writ of Error to the Judgment
against of the District Court of
Samuel Moore. Deft in Error. Union County.

This Cause now coming on for further hearing and the Court having heard the same being now sufficiently advised in the premises, find that there is no error in the rendition of the Judgment by the District Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the Court that the Defendant in error recover of the plaintiff in error the costs herein expended in this Court and that execution issue for the same. &c.

Harvey & Wigley Plff in Error, Writ of Error to the Judgment
against of the District Court of
Hugh L. Bryan & Co. Defts in Error. Union County.

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is error in the rendition of the Judgment by the District Court, It is therefore considered by the Court that the Judgment of the District Court be reversed and setaside and that further proceedings be had in the District Court not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the plaintiff in error recover of the Defendants in error the costs herein expended in this Court and that execution issue for the same.

Louis L. Strafford Plff in Error, Writ of Error to the Judgment
against of the District Court of
Daniel H. Whipple Deft in Error. Johnson County.

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is error in the rendition of the Judgment by the District Court, It is therefore considered by the Court that the Judgment of the District Court be reversed and setaside; and that further proceedings be had in the District Court not consistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Plaintiff in error recover of the Defendant in error the costs herein expended in this Court, and that execution issue for the same. &c.

June Term 1851

Present the Honorable Joseph Williams, Chief Justice —

Elisha Allen Surviving — Plff in Error } Writ of Error to the Judgment
against } of the District Court
Jesse Tryon — Defts in Error } of Linn County. —

This day came the plaintiff in Error by his Attorney and it appearing to the Satisfaction of the Court that the Scire facias awarded herein against Isaac Butler Administrator of the estate of Jesse Tryon deceased, has been Served on the said Isaac Butler and Returned here into Court, and on motion of the said Plaintiff in error, and the said Isaac Butler failing to shew any Sufficient Cause, It is ordered by the Court that the said Isaac Butler be made a Defendant herein, and that this cause be prosecuted against him the said Isaac Butler as administrator of the Estate of the said Jesse Tryon deceased. —

And on motion of Steph Whicher Esqr attorney for the said Defendant, It is ordered by the Court that this cause be continued until the next term of this Court to be held at this place, And on motion of the Plaintiff in Error, It is ordered that this cause be set for hearing at the next term of this Court to be held at this place.

Samuel Pollock — Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Wm and Abernayer — Defts in Error } Clackamas County. —

This cause now coming on for hearing, and the Court being now Sufficiently advised in the premises, finds that there is no error in the rendition of the Judgment by the District Court, It therefore considered by the Court that the Judgment of the District Court be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendants in error recover of the Plaintiff in error the costs herein expended in this Court, and that Execution issue for the same. —

Present the Honorable Joseph Williams, Chief Justice

R. C. Moir — Plff in Error } Writ of Error to the Judgment
against } of the District Court of
John F. Ely Admr &c. — Defts in Error } Linn County. —

By Consent of parties, It is ordered by the Court that this cause be heard at the Supreme Court in Dubuque at the next Term and that the Judgments of the Court be forwarded to the Clerk of this Court, to be entered by him, as the Judgment of this Court rendered in this cause. —

June Term 1851

The State of Iowa against Joshua Glover — Pltff in Error; Joshua Glover — Deft in Error; } Writ of Error to the Judgment of the District Court of Linn County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find there is no error in the rendition of the Judgment by the District Court It is therefore considered by the Court that the Judgment of the District Court be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered that the County of Linn pay the Costs herein in this Court. —

The State of Iowa against Joshua Glover and John Anders — Pltff in Error; Defts in Error; } Writ of Certiorari to the Judgment of the District Court of Linn County

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find that there is no error in the rendition of the Judgment by the District Court, It is therefore considered by the court that the Judgment of the District court be affirmed, and that a writ of procedendo issue to the court below accordingly, and It is further considered by the court that the County of Linn pay the costs herein expended in this court.

William D. Durant against Josel Humphreys — Pltff in Error; Deft in Error; } Writ of Error to the Judgment of the District Court of Muscatine County. —

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is error in the rendition of the Judgment by the District Court, It is therefore considered by the Court that the Judgment of the District Court be reversed and set aside, and that further proceedings be had in the District Court not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the court below accordingly and it is further considered by the court that the plaintiff in error recover of the Defendant in error the costs herein expended in this court and that execution issue for the same. —

J. Bridgman & Co. against William D. Wells — Pltff in Error; Deft in Error; } Writ of Error to the Judgment of the District Court of Muscatine County

This day this cause came on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the Judgment by the District Court, It is therefore considered by the court that the Judgment of the District Court be affirmed and that a writ of procedendo issue to the court below accordingly, and it is

June Term 1851

Considered by the Court that the Defendant in error recover of the Plaintiffs in error the Costs herein expended and that Execution issue for the same.

Ordered that Court adjourn until Monday Morning next 8 o'Clock

J. Williams
Ch. Jus.
J. F. Kinney
Geo Greene } Judges

Monday Morning June 30th 1851 Court Met Agreeably to adjournment
Present the Honorable
Joseph Williams, Chief Justice
J. F. Kinney
George Greene } Judges

Ordered that Court adjourn until tomorrow Morning 9 o'clock. — —

J. Williams
Ch. Jus.

Geo Greene

Tuesday Morning July 1st 1851 Court met agreeably to adjournment,
Present the Honorable
Joseph Williams, Chief Justice
George Greene } Judges

It is ordered by the Court that the next regular Term of this Court be holden in this place, and for this District on the First Monday in February next (1852) and that the regular terms of this Court for this District be and the same are hereby changed from the 4th Monday in June to the 1st Monday in February in each year. until otherwise ordered by this Court.

Ordered that Court adjourn sine die. —

J. Williams
Ch. Jus.

Geo Greene

February Term 1852.

At a Supreme Court began and held in and for the State of Iowa, in the 4th Judicial District, at the State House in Iowa City, on Monday the 2nd day of February A.D. 1852.—

Present the Honorable

His being the day, the Supreme Court should hold a regular term at this place and no one of the Judges ~~not~~ being present the Court therefore Hands adjourned until tomorrow morning Nine o'clock —

Geo. S. Hampton, Clerk

Tuesday Morning. February 3rd 1852 no one of the Judges being present the Court therefore Hands adjourned until tomorrow morning Nine o'clock

Geo. S. Hampton, Clerk

Wednesday Morning. February 4th 1852.

Court met pursuant to adjournment.

Present the Honorable

Joseph Williams Chief Justice

John F. Kinney } Associate

George Greene } Judges

Elisha Allen Surviving partner } Petition Error } writ of Error to the
against } Judgment of the District
Josiah Lyon's Heirs } Defendant in Error, Court of Linn County

By consent of parties, It is ordered that this cause be continued until the next term of this court. —

Lyman C. Hine } Petition Error } writ of Error to the Judgment
against } of the District Court of
Thomas Dobbin } Left in Error } Muscatine County. —

The plaintiff in Error failing to appear and prosecute this suit, It is therefore considered by the court that the Judgment of the District court be affirmed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant in Error recover of the plaintiff in error the costs herein expended in this court, and that execution issue for the same. —

William Reese and }
Jesse B. Rogers } Appellants } In appeal from the Judgment
against } of the District court of
Alex'r C. Bonbrinner } Appellee } Linn County. —

On motion of the Appellee by their Attorney, It is ordered by the court that James M. Berry the clerk of the District Court of Linn County, forthwith file with the clerk of this court a certified transcript of the record and proceedings had in this cause in the District Court of Linn County and in case he fails

do, it is further ordered that the said Jerome B. Berry Show cause forthwith for such failure &c.

William Jerome and Jesse P. Rogers against Felix G. Fenstermaker } Appellants } An appeal from the Judgment of the District Court of Linn County } Appellee

On motion of the Appellants Counsel, It is ordered by the Court, that Jerome B. Berry, the Clerk of the District Court of Linn County, forthwith file with the Clerk of this Court a certified Transcript of the record and proceedings had in this cause in the District Court of Linn County; and in case he fails so to do, it is further ordered that the said Jerome B. Berry Show cause forthwith for such failure &c.

It is ordered by the Court, that Messrs Woodward & Shanklin and Ayres be and they are hereby appointed a Committee to draft and report to this Court Rules for the government of the same &c.

Present the Honorable John F. Kinney Special Judge &c.

William Stiles against Horace A. Brown } Appellant } An appeal from the Judgment of the Dist. Court of Linn County &c.

This cause now coming on for hearing and the Court having heard the arguments of Counsel on both sides, and not being sufficiently advised in the premises to determine to consider &c. the same &c.

Wilson Shannon against Cedar County } Def't in Error } Writ of Error to the Judgment of the Dist. Court of Cedar County. Def't in Error

On motion of the Pl'ff in error by his Attorney It is ordered by the Court that Joseph H. Snyder the Clerk of the Dist. Court of Cedar County forthwith file with the Clerk of this Court a certified transcript of the record and proceedings had in this cause in the Dist. Court of Cedar County, and in case he fails so to do, it is further ordered by the Court, that the said Joseph H. Snyder Show cause forthwith for such failure &c.

Ordered that Court adjourn until to morrow morning 9 o'clock &c.

J. M. Richman Chf

Geo Greene

February Term 1852

Thursday Morning February 5th 1852

Court met pursuant to adjournment

Present the Honorable

Joseph Williams Chief Justice

George Greene Associate Judge

Rebecca Irwin vs. Appeal from the Judgment of the District Court of Cedar County

Benjamin Ayer

On motion of the plaintiff by her attorney, It is ordered by the court, that Joseph H. Snyder the clerk of this District court of Cedar County, forthwith file with the clerk of this court a certified transcript of the record and proceedings had in this cause in the District court of Cedar County, and in case he fails so to do, it is further ordered that the said Joseph H. Snyder show cause forthwith for such failure.

James Harlan this day personally appeared in open court and he having taken the oath to support the Constitution of the United States and the Constitution of the State of Iowa and the oath of an Attorney and Counsellor at Law and Solicitor in Chancery, Motion on motion, the said James Harlan is ordered to be enrolled as an Attorney of this Court.

John M. Barlow vs. Appeal from the Judgment of the District court of Muscatine County

against

Lewis Peterson use &c. Appellee

This cause now coming on for hearing, and the court having heard the arguments of Counsel on both sides and not being sufficiently advised in the premises, took time to consider of the same.

George S. Addington vs. Appeal from the Judgment of the District court of Johnson County

against

The County of Johnson Appellee

This cause now coming on for hearing and the court having heard the arguments of Counsel, and being now sufficiently advised in the premises find that there is no error in the rendition of the Judgment by the District court, It is therefore considered by the court that the Judgment of the District court be affirmed, and that the Appellee recover of the Appellant the costs herein expended taxed at $.

A. & N. Carpenter vs. Appellants Appeal from the Judgment of the District Court of Muscatine County

against

The Knox Insurance company Appellee

By consent of parties, It is ordered by the court that this cause be continued until the next term of this Court.

February Term 1850

John Mc Clellan Appellant } An appeal from the
against } Appellees District
Albert G. Tournley et al Appellees } Court of Allegheny County

This cause now coming on for hearing and the Court having heard the arguments of Counsel on both sides, and not being sufficiently advised in the premises, took time to consider of the same —

Ordered that Court adjourn until Monday morning 9 o'clock —

J. J. Pearson
Chief Justice
Geo Greene

Friday Morning February 6th 1850
Court met pursuant to adjournment
Present the Honorable
Joseph Williams, Chief Justice
Nicholas H. Hemsley & Edward
George Green 3 Judges

John McClellan Appellant } An appeal from the Judgment
against } of the District Court of
Albert G. Tournley et al Appellees } Allegheny County —

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find no error in the Rendition of the Judgment by the District Court
It is therefore considered by the Court that the Judgment of the District Court be affirmed, and that a mit of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Appellee recover of the Appellant the Costs herein expended in this Court —

Samuel Humphreys Appellant } An appeal from the Judgment
against } of the District Court of
Thomas Darlington Appellee } Allegheny County —

This Cause now coming on for hearing and the Court having heard the arguments of Counsel on both sides and not being sufficiently advised in the premises took time to consider of the same —

William McCormick et al, Appellants } An appeal from the
against } Judgment of the District
Henry Reese Appellee } Court of Allegheny County

This Cause now coming on for hearing and the Court having heard the arguments of Counsel on both sides and not being sufficiently advised in the premises took time to Considered of the Same —

Saturday Morning February 7th 1852

George M. Mount, Appellant } An appeal from the Judgment of the District Court of Buncombe
against
James Carr, Appellee } County.

This cause coming on for hearing and the Court having heard the arguments of Counsel on the sides and not being sufficiently advised in the premises took time to consider of the same.

Timothy J. Newton, Plff in Error } Writ of Error to the Judgment of the District Court of Cleaveland
against
Elisha Metcalf, Deft in Error } County.

It is ordered by the Court that this cause be Continued until the next Return of this Court.

Ordered that Court adjourn until tomorrow Morning Nine o'Clock.

J. Williams C.J.
Geo. Greene Judge

Saturday Morning. February 7th 1852 Court met pursuant to adjournment

Present the Honorable
Joseph Williams Chief Justice
John F. Kinney } Associate
George Greene } Judges

Nimrod Memphrey, Appellant } An appeal from the Judgment of the District Court of
against
Hiram Darlington, Appellee } Buncombe County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find no error in the rendition of the Decree by the District Court, It is therefore considered that the Decree of the District Court be affirmed and that it proceede thereto the Court below accordingly and it is further considered by the Court that the Appellee recover of the Appellant the Costs herein expended in this Court.

George M. Mount, Appellant } An appeal from the
against
James Carr, Appellee } Judgment of the District Court of Buncombe County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is error in the rendition of the Judgment by the Distr Court, It is therefore Considered by the Court that the Judgm of the District Court be reversed and set aside, and that

proceedings be had in the Court below not inconsistent with the opinion of this Court, and that a mandate issue to the Court below accordingly, and it is further Considered by the Court that the Appellant recover of the Appellee the costs herein expended in this Court.—

William McConnico Et al. Appellants, } On appeal from the
against } Judgment of the District
Henry Rees Appellee } Court of Hinds County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find no error in the rendition of the judgment by the District Court, It is therefore Considered by the Court that the judgment of the District Court be affirmed and that a Procedendo issue to the Court below accordingly, and it is further Considered by the Court that the Appellee recover of the Appellants the sum of Eleven hundred Dollars for his damages, with interest thereon at the rate of six per centum per annum from the 9th day of September 1851 until paid together with the Costs herein expended & the costs in the District Court, and that any satisfaction entered in said District Court on the return of an execution by the Collector on this judgment be set aside.—

And it is further Considered by the Court that the Appellants recover of the Appellee the costs herein expended in this Court.—

William Wilkes Appellant, } On appeal from the
against } Judgment of the District Court
Horace L. Brown Appellee } of Hinds County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is error in the rendition of the judgment by the District Court, It is therefore Considered by the Court that the judgment of the District Court be reversed and set aside, and it is further Considered by the Court that the Appellant recover of the Appellee the costs herein expended in this Court.—

John M. Barlow Appellant, } On appeal from the Judgment
against } of the District Court of
Lewis Peterson Sen. Appellee } Hinds County.—

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is error in the rendition of the judgment by the District Court, It is therefore Considered by the Court that the judgment of the District Court be reversed and set aside and that further proceedings be had in the District Court not inconsistent with the opinion of this Court, and that a writ of procedendo issue accordingly, and it is further Considered by the Court that the Appellant recover of the Appellee the costs herein expended in this Court.—

February Term - 1853 -

Ordered that Court adjourn until Monday Morning 9 o'clock

J. Williams Chf Jus
S. F. Kinney Judge

Monday Morning February 7th 1853. Court met pursuant to adjournment

Present the Honorable
Joseph Williams, Chief Justice
John F. Kinney, Associate Judge

William H. Dillon this day personally appeared in open court and he having taken the oath to support the constitution of the United States and the constitution of the State of Iowa, and the oath of an Attorney and Counsellor at Law and Solicitor in Chancery, Whereupon on Motion, the said William H. Dillon is ordered to be enrolled as an Attorney of this Court. —

Timothy J. Newton — Appellant
against
The County of Cedar — Appellee
} An appeal from the Judgment of the District Court of Cedar County. —

On motion of the appellant by his Attorney, It is ordered by the Court that a rule be granted him herein against Joseph K. Snyder Clerk of the District Court of Cedar County returnable on the first day of the next term of this Court to shew cause if any he can why a writ of attachment shall not issue against him, for having failed to file with the clerk of this Court on or before the first day of the present term of this Court, a certified transcript of the record and proceedings had in this cause in the district court of Cedar county —

Timothy J. Newton — Appellant
against
The County of Cedar — Appellee
} An appeal from the Judgment of the District Court of Cedar County —

This day came the Appellant by his Attorney, and this cause now coming on for hearing and the court being duly advised in the premises find that there is error in the rendition the Judgment by the District Court, It is therefore considered that the Judgment of the District Court be reversed and And on motion of the Appellant, It is further considered Court that the said Appellant recover of the said County the sum of fifty two Dollars and eight cents, and that the Judge of said County issue orders on the Treasury of said county to the said Appellant for amount, And that the said Appellant also recover of Appellee the costs herein expended as well in the Court this Court. — And leave is given the said Appellee

February Term 1852

of this Court to appear and shew cause if any they have why the above Judgment shall not stand as the Judgment of this Court — until which time it is ordered that no execution issue thereon —

Benjamin Arye against Rebecca Irwin by her next friend Davis Irwin } Appellant / Appellee } An appeal from the Judgment of the District Court of Cedar County —

This day came the appellee by her Attorney, and filed herein a certified transcript of the record and proceedings had in this cause in the District Court, and on the motion of the said Appellee, it is ordered by the Court that this cause be placed on the Docket of this Court, and this cause now coming on for hearing and the Court being sufficiently advised of & from the Judgment of the District Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Appellee recover of the said Appellant, and Pliny Hay the Security the Costs herein expended in this Court. —

William Reese and Jesse P. Rodgers against Alex & Pemberton } Appellants / Appellees } An appeal from the Judgment of the District Court of Linn County —

This day came the appellees by their Attorney, and filed herein a certified transcript of the record and proceedings had in this cause in the District Court, and on their motion, it is ordered by the Court that this cause be placed on the Docket of this Court, and thereupon the said Appellees moved the Court to affirm the Judgment of the District Court, which motion being heard was sustained by the Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed, and that a writ of procedendo issue to the Court below accordingly, And it is further considered by the Court that the said Appellees recover of the Appellants, and Oliver Clark the Security the Costs herein expended —

William Reese & Jesse P. Rodgers against Alex & Pemberton } Appellants / Appellees } An appeal from the Judgt. of the District Court of Linn County

This day came the appellees by their Attorney, and filed herein a certified transcript of the record and proceedings had in this cause in the District Court, and on their motion, it is ordered by the Court that this cause be placed on the Docket of this Court, and thereupon the said appellees moved the Court to affirm the judgment of the District Court which motion being was sustained by the court, It is therefore considered by the court that the judgment of the District Court be affirmed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the said Appellees recover of the said Appellants & Oliver Clark the Security the costs herein expended in this Court. —

February Term 1852

It is ordered by the Court that all executions issuing from this Court be made returnable in twenty days from the day they are dated —

It is ordered by the Court that the next regular term of this Court at this place be began & held on the first Monday in December A. D. 1852 — and that until otherwise ordered that the regular terms of this Court hereafter be held on the first Monday in December in each year —

Ordered that Court adjourn Sine die —

A. W. Williamson Clk

J. F. Kinney

500

December Term 1852.

At a Supreme Court begun and held at the Court House in the City of Raleigh for the State aforesaid on the 1st Judicial District at the State-house in said City on Monday the 6th day of December A. D. 1852.

Present the Honorable

John H. Bryan Special Judge

The other Judges not appearing, it is ordered that this Court be adjourned until to morrow morning 9 o'clock —

J. H. Bryan

Tuesday Morning Dec. 7th 1852

Court met agreeably to adjournment

Present the Honorable

John H. Bryan Special Judge

Geo. Greene & Jurdan

Ordered that Court adjourn until to morrow morning 9 o'clock —

J. H. Bryan

Geo Greene

Wednesday Morning Decr 8th 1852.

Court met agreeably to adjournment

Present the Honorable

John H. Bryan Special Judge

Geo. Greene & Jurdan

Ezra Bon Metts and Daniel McNeill each having taken the oath to support the Constitution of the United States and this State and honestly to demean themselves as Attorneys at law and Solicitors in Chancery, Motion for motion, they are admitted to practice as such in this Court.

Andrew J. McCo — Appellant } Appeal from the District
against } Court of Johnson County
The Estate of Dan. — Appellee }

This day came the respective parties by their Counsel and entered the Court to Hearing this cause for which purpose the file Papers

being heard was sustained, It is therefore considered by the Court that the appeal herein be dismissed without prejudice, and it is further considered that the appellant pay the costs of this appeal, — and on motion of the said appellants leave is given him to withdraw the papers filed in this cause —,

A. H. Jones and Isaiah Jones Appellants
against
John Vollenbeck surviving J. Vane Appellee

} Appeal from the District Court of Linn County

This day came the appellee by his attorney, and on his motion it is ordered that this cause be placed on the Docket of this Court. And on his further motion, It is ordered by the Court that the judgment rendered in the District Court be affirmed, and that a mit of procedendo issue to the Court below accordingly And on motion of appellee, It is considered by the Court that the said Appellee recover of the appellants the sum of twenty two Dollars and fifty two cents, ten per cent damages on the amount of the judgment in the District Court, and also recover the costs herein expended in this Court.

Brown & Pac Appellants
against
Kurtz & Stuntebe Appellees

} Appeal from the District Court of Linn County.

This day came the Appellees by their Attorney, and on their motion, It is ordered by the Court that the judgment of the District Court be affirmed and that a mit of procedendo issue accordingly — And on the further motion of said Appellees, It is considered by the Court that they recover of said Appellants the sum of twenty Dollars and ninety cents being two per cent damages on the amount of the judgments of the District Court, and also recover the costs herein expended in this Court. —

Elisha Allen Surviving partner &c. Plff in Error
against
Jesse Tyson Deft in Error

} Writ of Error to the District Court of Linn County.

It is ordered that this cause be continued until the next term of this Court —

Timothy J. Hutton Plff in Error
against
Charles Scott Deft in Error

} Writ of Error to the District Court of Cedar County —

On motion of the plaintiff in error, It is ordered that the Writ of Error herein be dismissed, It is therefore considered by the Court that the Defendant in error recover of the plaintiff in error the costs herein expended in this Court &c

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December Term 1852

John C. Stein — Appellant — Appeal from the Judgment of the District Court of Muscatine County.
against
James Keeler — Appellee

This Cause now coming on for hearing and the Court having heard the Arguments of Counsel, and not being sufficiently advised to give time to consider of the decision &c.

A & H Carpenter — Appellants — Appeal from the Judgment of the District Court of Muscatine County.
against
The Knox Insurance Company — Appellee

This Cause now coming on for hearing and the Court having heard the Arguments of Counsel and not being sufficiently advised to give time to consider &c.

Ordered that Court adjourn until tomorrow morning 9 o'clock &c.

J. F. Kinney
Geo. Greene Judges

Thursday Morning December 9th 1852

Court met agreeably to adjournment

Present the Honorable
Joseph Williams Chief Justice
John F. Kinney } Associate
Geo. Greene } Judges

Andrew G. Hull, P. Gad Bryan and Cole McElroy this day personally appeared in open Court and they severally having taken the oath to support the Constitution of the United States and the Constitution of the State of Iowa, and the oath of an Attorney and Counsellor at Law and Solicitor in Chancery, whereupon on Motion, the said Andrew G. Hull, P. Gad Bryan and Cole McElroy are admitted to be enrolled as Attorneys of this Court &c.

Jacob Davis, Superintendent — Appellant, — Appeal from the
against — District Court of Union
Thomas Moffatt — Appellee — County.

This day came the parties aforesaid by their Attorneys and thereupon the said Appellee moved the Court to ~~affirm~~ affirm the Judgment of the District Court, which motion

December Term 1859 &c.

Heard was counsel &c.

Charles M. Harris and Vincent G. Smith, Appellants, vs. George M. Parker, Appellee. Appeal from the Judgment of the District Court of Linn County, &c.

This day came the Appellee by his Attorney, and on his motion, It is ordered by the Court that the Decree of the District Court be affirmed and that Appellee proceed upon the Bond, and on the further motion of said Appellee It is considered by the Court that the said Appellee recover of the said Appellants the sum of fourteen Dollars and fifty Cents being 8 per cent damages on the amount of the Decree in the District Court, together with the costs herein expended in this Court.

John P. Clapp, Appellant, vs. John G. Wellcome, Appellee. Appeal from the Judgment of the District Court of Linn County, &c.

This cause now coming on to be heard and the Court having heard the arguments of Counsel and not being sufficiently ~~advised in the premises~~ advised in the premises took time to consider of the same.

Ordered that Court adjourn until to-morrow morning 9 o'clock &c.

J. G. Wellcome
F. Kinney
Clk. Dist. Court

December Term 1853

Friday morning December 10th 1853

Court met agreeably to adjournment

Present the Honorable

Joseph Williams Chief Justice
John F. Kinney } Associate
George Greene } Justices

John F. Stein Appellant } Appeal from the proceedings
against } of the District Court of
James Healer Appellee } Monroe County.

This cause now coming on for further hearing and the Court being sufficiently advised in the premises, find that there is no error in the rendition of the judgment in the District Court It is therefore considered that the judgment of the District Court be affirmed and that a mitt ex procedendo issue accordingly, and that the Appellant pay the costs herein expended &c

And thereupon the said Appellant filed a petition praying a rehearing of this cause &c.

A. H. Carpenter Appellant } An appeal from the Dist
against } Court of Monroe County
The Knox Insurance Co, Appellee }

This cause now coming on for further hearing and the Court being sufficiently advised in the premises finds that there is error in the rendition of the judgment in the District Court, & it is therefore considered by the Court that the judgment of the District Court be reversed and set aside and that further proceedings had in the District Court not inconsistent with the opinion of this Court, and that a writ of procedendo issue accordingly, and it is further considered by the Court that the Appellants recover of the respondent the costs herein expended in this Court. &c

George W. Jacklin Appellant } Writ of Error to the
against } District Court
The State of Iowa Appellee } of Monroe County

This cause now coming on for hearing and the Court having heard the arguments of Counsel, and not being sufficiently advised to their decision of the same. &c.

Thomas D. Cummings this day presented to the Court and the Court having taken the oath to support the Constitution of the United States and the Constitution of the State of Iowa, and the oath of an Attorney and Counsellor at Law and Solicitor in Chancery, whereupon on motion it is ordered that the said Thomas D. Cummings be admitted as an Attorney in this Court. &c

December Term 1859.

George W. Gould Appellant } Appeal from the Judgment
against } of the District Court of
William G. Woodward Appellee } Allegheny County.

This cause now coming on to be heard and the Court having heard the arguments of Counsel and not being sufficiently advised in the premises took time to consider of their decision >

Ordered that Court adjourn until tomorrow morning 9 o'clock.

J. Williams
J. H. Kinney
Geo Greene

Saturday Morning December 11th A.D. 1859.
Court met agreeably to adjournment
Present the Honorable
Joseph Williams Chief Justice
John H. Kinney } Associates
George Greene } Judges

John P. Clapp Appellant } Appeal from the Judgment
against } of the District Court of
John G. McCloud Appellee } Allegheny County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the Judgment by the District Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed and that it proceed upon it accordingly, and it is further considered by the Court that the Appellee recover of the Appellant his costs herein expended with his damages >

George W. Gould Appellant } Appeal from the Judgment
against } of the District Court of
William G. Woodward Appellee } Allegheny County.

This cause now coming for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the Judgment by the District Court It is therefore considered by the Court that the Judgment of the District Court be affirmed and that it proceed upon it accordingly, and that the Appellee recover of the Appellant his costs herein expended in this Court.

December Term 1852.

Jacob Davis, Superseded Defendant & Appeal from the Judgment
against of the District Court
Thomas Moffatt Defendant } Cedar County —

This cause now coming on for hearing and the Court having heard the Arguments of Counsel and not being sufficiently advised in the premises took time to consider of their decision —

Ordered that Court adjourn until Monday morning 9 o'clock. —

J. M. Williams Judge

Monday Morning December 14th 1852.

Court met agreeably to adjournment

Present the Honorable

Joseph Williams Chief Justice

George Greene } Associate

Jonathan Hedges } Judges

Martin J. Talbot Defendant & Appeal from the Judgment
against of the District Court of
Gilbert C. DeForest Defendant } Johnson County —

And now on the motion of the Appellant by his Attorneys it is granted him leave to file a transcript of the proceedings had in the District Court of Johnson County in the cause pending in said Court between the above parties and that the same may be filed with the Clerk of this Court as the original record of the proceedings in the cause and that the Appellee have ten days after notice hereof in which to plead answer or demur to the same which notice is ordered to be given by the Clerk of this Court by mailing a copy of this order to the Attorneys of record of the Appellee —

Martin J. Talbot Defendant & Appeal from the Judgment
against of the District Court of
Gilbert C. DeForest Defendant } Johnson County —

And now on the motion of the Appellant by his Attorneys it is granted him leave against Samuel Pickens the Clerk of the District Court of Johnson County to file a transcript of the proceedings in the cause and that the same may be filed with the Clerk of this Court as the original record of the proceedings in the cause and that the Appellee have ten days after notice hereof in which to plead answer or demur to the same which notice is ordered to be given by the Clerk of this Court by mailing a copy of this order to the Attorneys of record of the Appellee —

Martin J. Talbot Defendant & Appeal from the Judgment
against of the District Court of
Gilbert C. DeForest Defendant } Johnson County —

And now on the motion of the Appellant by his Attorneys it is granted him leave to file a transcript of the proceedings had in the District Court of Johnson County in the cause pending between the above parties and that the same may be filed with the Clerk of this Court as the original record of the proceedings in the cause and that the Appellee have ten days after notice hereof in which to plead answer or demur to the same which notice is ordered to be given by the Clerk of this Court by mailing a copy of this order to the Attorneys of record of the Appellee —

Martin J. Talbot Defendant & Appeal from the Judgment
against of the District Court of
Gilbert C. DeForest Defendant } Johnson County —

And now on the motion of the Appellant by his Attorneys it is granted him leave to file a transcript of the proceedings had in the District Court of Johnson County in the cause pending between the above parties and that the same may be filed with the Clerk of this Court as the original record of the proceedings in the cause and that the Appellee have ten days after notice hereof in which to plead answer or demur to the same which notice is ordered to be given by the Clerk of this Court by mailing a copy of this order to the Attorneys of record of the Appellee —

And this cause now coming on to be heard and the Court having heard the arguments of Counsel and not

December Term 1852.—

Not sufficiently advised in the premises Court will consider of the decree.—

Ordered that Court adjourn until
tomorrow morning 9 o'clock—

J. D. Williams
Chf Justice,

J. G. Stiles
Geo Greene Justices

Wednesday morning December 15. 1852
Court met pursuant to adjournment
Present the Honorable
Jesse D. Williams Chief Justice
John A. Kinney } Associate
George Greene } Judges—

George W. Sullivan — Plaintiff in Error, } Writ of Error to the Judgment
against } of the District Court of
The Estate of Dow — Deft in Error } Muscatine County.—

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find that there is no error in the rendition of the Judgment by the District Court Judge Stiles dissenting. It is therefore Considered by the Court that the Judgment of the District Court be affirmed, and that a mitt of procedendo issue accordingly, and that the Deft in error recover of the plaintiff in error the costs herein expended.—

Jacob Clute — Appellant, } Appeal from the Judgt.
against } of the District Courts of
Norman McJetts — Appellee } Cedar County.—

This Cause now coming on for further hearing and the Court being now sufficiently advised in premises find that there is no error in the rendition of the Judgment of the District Court, It is therefore Considered by the Court that the Judgment of the District Court be affirmed, and that a mitt of procedendo issue accordingly, and that the appellee recover of the appellant the costs herein expended in this Court.—

John Gilstein — Appellant, } Appeal from the Judgment
against } of the District Courts of
James Holer — Appellee } Muscatine County.

The Court being now sufficiently advised on the petition of the Appellant for rehearing of this cause do order that the said petition be overruled.—

December Term 1857.

Martin J. Talbott Appellant } Appeal from the Judgment
against } of the District Court of
Gilbert E. DeForest Appellee } Johnson County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the Judgment in the District Court, and on motion of the appellee by his Attorney, It is considered by the court that the said Martin J. Talbott restore to the said Gilbert E. DeForest the said ~~two~~ three horse wagon mentioned in the plaintiffs petition, and that the said Appellee recover of the said Martin J. Talbott and James Harlan and Simon Hart his security in the appeal bond the sum of ten cents his damages, and also the costs herein expended in this suit as well in this Court as in the Justice Court and the District Court.

Martin J. Talbott Appellant } Appeal from the Judgment
against } of the District Court of
Gilbert E. DeForest Appellee. } Johnson County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the Judgment of the District Court, therefore on motion of the appellee by his Attorney, It is considered by the court that the said Martin J. Talbott restore to the said Gilbert E. DeForest the said ~~one~~ three horse wagon mentioned in the plaintiffs petition, and that the said Appellee recover of the said Martin J. Talbott and James Harlan and Simon Hart his security in the appeal bond the sum of ten cents his damages, and also the costs herein expended in this suit as well in this Court as in the Justice Court and the District Court.

Ordered that Court adjourn until Monday the 21st inst at 9 o'clock A.M.

J. D. Williamson
Chf Justice

J. F. Kinney
Geo Greene } Judges

Saturday Morning December 22nd 1855.
Court met pursuant to adjournment
Present the Honorable
Joseph Williams Chief Justice
John H. Kinney Associate Judge

Which Court adjourned until Monday morning
10 o'clock.

J. H. Kinney
Clk Cir Ct

Monday Morning December 24th 1855.
Court met agreeably to adjournment.
Present the Honorable
Joseph Williams Chief Justice

No other judge of this Court not appearing on this day
It is ordered that Court adjourn until tomorrow morning
9 o'clock.

J. H. Kinney
Clk Cir Ct

Thursday Morning December 27th 1855.
Court met agreeably to adjournment.
Present the Honorable
Joseph Williams Chief Justice

No other judge of this Court not appearing on this day
It is ordered that Court adjourn until tomorrow morning
9 o'clock.

J. H. Kinney
Clk Cir Ct.

December Term 1853.

Friday Morning December 9th A.D. 1853.

Court met agreeably to adjournment.

Present the Honorable

Joseph Williams Chief Justice

George Greene Associate Judge

Order that Court adjourn until the 1st

Monday in December A.D. 1853 —

Jos. Williams
Ch. J. Pro. —

Geo. Greene.

December Term A. D. 1852

Supreme Court of the State of Iowa, this 18th day of February A. D. 1853 Present in Vacation the Honorable

Joseph Williams Chief Justice
John F. Kinney } Associate
George Greene } Judges

It is ordered by the Court that George S. Hampton be and he is hereby appointed Clerk of this Court.—

Leonard Harcourt
against
George K. Smith

Pltff in Error, Writ of Error to the Judgment of the District Court of Dubuque
Deft in Error } County —

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the judgment by the Court below, It is therefore Considered by the Court that the Judgment of the District Court be affirmed, and that a writ of procedendo issue accordingly — and it is further considered by the Court that the Defendant in error recover of the plaintiff in error the costs herein expended in this Court. —

Adam Kramer
against
William Seymour Et. al

Appellant
Appellees } In Chancery, An appeal from the Decree of the District Court of Jones County —

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find that there is no error in the rendition of the Decree by the District Court, It is therefore Considered by the Court that the Decree of the District Court be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further Considered by the Court that the Appellees recover of the Appellant the Costs herein expended by this Court. —

James Spruill
against
Hugh T. Reed

Pltff in Error
Deft in Error } Writ of Error to the Judgment of the District Court of Lee County

This Cause now Coming on for hearing and the Court being now sufficiently advised in the premises, find that there is no error in the rendition of the Judgment by the District Court, It is therefore Considered by the Court that the Judgment of the District Court be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further Considered by the Court that the Defendant in error recover of the plaintiff in error the costs herein expended &c.

Wilmot Brierly
against
Respondent [illegible] Sparrow

Plaintiff in Error
Deft in Error } Writ of Error to the Judgment of the District Court of Lee County &c.

This Cause now coming on for hearing and the Court being now sufficiently advised in the premises, find that there is no error in the rendition of the Judgment in the District Court, It is therefore Considered by the Court that the Judgment of the District Court be affirmed, and that a writ of procedendo issue to the Court below accordingly

December Term 1859

further considered by the court that the said Defendant in error recover of the Plaintiff in error the costs herein expended.

Joseph Taylor — Plff in Error — Writ of Error to the Judgment of the District Court of
against — Lee County
Hugh J. Reed — Deft in Error

The Court being now sufficiently advised in the premises said that there is no error in the rendition of the judgment in the District Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered that the Defendant in error recover of the Plaintiff in error the costs herein expended in this Court.

Lewis Hampton — Plff in Error — Writ of Error to the Judgment of the District Court of
against — Lee County.
Amos Sperry & Thirpent Sperry — Defendant in Error

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the judgment by the District Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered that the Defendant in error recover of the Plaintiff in error the costs herein expended in this Court.

The Mexican Bank of Quebrigue — Plff in Error — Writ of Error to the Judgment of the District Court of
against — Lee County
The State of Texas — Deft in Error

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the Judgment in the District Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in error recover of the Plaintiff in error the costs herein expended in this Court.

Domingo Prahall — Appellant — Appeal from the Judgment of the District Court of
against — Lee County.
Wm. Gerald Byrne — Appellee

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the Judgment in the District Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered that the Appellee recover of the Appellant the costs herein expended in this Court.

December Term 1892.

John A. McClure, Appellant, vs. H. H. Underley, Appellee. } An appeal from the Judgment of the District Court of Lee County.

This cause now coming on for hearing and the Court being duly advised in the premises find that there is error in the rendition of the judgment in the District Court so far as the same relates to the attachment proceedings, and that there is no error in the rendition of the judgment in the District Court in personam. It is therefore Considered by the Court that the judgment of the District Court so far as it relates to the attachment be reversed and set aside, and that the judgment rendered in personam be affirmed, and that a writ of procedendo issue accordingly to the Court below, and that the Appellant recover of the Appellee the costs herein expended in this Court.

John A. Walker, Plaintiff in Error, vs. John A. Hammond and Coleman Smith, Defendants in Error. } Writ of Error to the Judgment of the District Court of Lee County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the judgment in the District Court, It is therefore considered by the Court that the judgment of the District Court be affirmed and that a writ of procedendo issue to the District Court accordingly, and that the Appellee recover of the Appellant the costs herein expended in this Court.

Jacob F. Piggott, Appellant, vs. Addison Van Dusen Smith, Appellee. } An Appeal from the Judgment of the District Court of Lee County.

The Court being now sufficiently advised in the premises find that there is no error in the rendition of the judgment in the District Court, It is therefore considered by the Court that the judgment of the District Court be affirmed and that a writ of procedendo issue to the District Court accordingly, and that the Appellee recover of the Appellant the costs herein expended in this Court.

Nancy Bracken et al, Appellants, vs. Hugh T. Reid, Appellee. } An Appeal from the Judgment of the District Court of Lee County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the judgment of the District Court, It is therefore considered by the Court that the judgment of the District Court be affirmed, and that a writ of procedendo issue according and that the Appellee recover of the Appellants the costs herein expended in this Court.

J. H. Williams. C. J.

J. F. Kinne.

June Term 1853

At a Supreme Court begun and held in and for the State of Iowa, at the State House in Iowa City, on Monday the Sixth day of June A.D. 1853 —
Present the Honorable
John F. Kinney Associate Judge

The other Judges not appearing on this day, It is ordered that Court be adjourned until to morrow morning 9 o'clock —

J. F. Kinney

Tuesday Morning June 7. 1853 Court met pursuant to adjournment
Present the Honorable
Joseph Williams Chief Justice
& the F. Kinney Associate Judge

Lorin A. Secor — Appellant } An appeal from the Judgment
against } of the District Court of
William Miller — Appellee } Henry County —

By consent of the parties by their Attorneys, It is ordered by the Court that this cause be continued until the next term of this Court. —

Samuel Goe — Appellant } An appeal from the Judgment
against } of the District Court of
John Haynes — Appellee } Lee County —

This day came the Appellant by his Attorney and suggested the death of the ~~Defendant~~ Appellee, and on his motion, It is ordered by the Court that the said Appellant have leave to make the Executor of the said John Haynes deceased a party to this suit — and on the further Motion of said Appellant, It is ordered that this cause be continued until the next term of this Court. —

John B. Abbe — Appellant } An appeal from the ~~Dist~~
against } Judgment of the District Court
William Miller — Appellee } of Henry County —

By Consent of the parties by their Attorney, It is ordered by the Court that this cause be continued until the next term of this Court. —

516

June Term 1853

Michael Neuemer — Plaintiff in Error — Writ of Error to the
against — Judgment of the District
The State of Iowa — Deft in Error — Court of Lee County.

This cause now coming on to be heard, and the Court having heard the arguments of Counsel on both sides and not being sufficiently advised in the premises time to consider of the same.

Ellis Orton — Plaintiff in Error — Writ of Error to the Judgment
against — of the District Court
The State of Iowa — Deft in Error — of Lee County.

This cause now coming on to be heard, and the Court having heard the arguments of Counsel on both sides and not being sufficiently advised in the premises, time to consider of the same.

Ordered that Court adjourn until tomorrow morning 8 o'clock.

J. Williams Clk pro
J. F. Kinney

Wednesday Morning June 8. 1853 Court met agreeably to adjournment
Present the Honorable
Joseph Williams, Chief Justice
John F. Kinney, Associate Judge

Ellis Orton — Plaintiff in Error — Writ of Error to the
against — Judgment of the
The State of Iowa — Defendant in Error — District Court of Lee County

This cause now coming on to be heard, and the Court having now sufficiently advised in the premises find that there is no error in the rendition of the judgment by the District Court, It is therefore considered by the Court that the judgment of the District Court be affirmed, and it is further ordered by the Court that the Clerk of the District Court of Lee County shall issue the proper process to enforce and carry into execution the original judgment rendered by the said District Court of Lee County in said cause, and that the Clerk of said Court forthwith remit to the Clerk of

said District Court a certified copy of the Judgment of this Court herein rendered — and it is further considered by the Court that the said Appellant in error pay the costs herein expended in this Court and that execution issue therefor —

Mary C. Anderson, Appellant, vs. Overton Butterworth and David Butterworth, Appellees } An appeal from the Judgment of the District Court of Desmoines County

This cause now coming on to be heard and the Court having heard the argument of the Counsel for the Appellee and not being sufficiently advised in the premises took the same under advisement —

James Johnson, Appellant, vs. Franklin M. Butler, Appellee } An appeal from the Judgment of the District Court of Lee County —

This day came the Appellee by his attorney and suggested the death of the Appellant, and on motion of said Appellee, It is ordered by the Court that John M. Anderson Administrator of the Estate of said James Johnson deceased, be and he is hereby made a party to this suit and that his administrator, and that this suit be prosecuted in the name of John M. Anderson Administrator of the Estate of James Johnson deceased — And now on motion of J. C. Hall Esqr attorney for the said Appellant, It is ordered by the Court that this cause be continued until the next term of this Court. —

Adolphus Johnson, Appellant, vs. Mary Cunningham, Appellee } An appeal from the Judgment of the District Court of Lee County. —

This cause now coming on to be heard, and the Court not being sufficiently advised in the premises to defer to consider of the same. —

J. C. Hall, Appellant, vs. D. S. Elwell & Co., Appellee } An appeal from the Judgment of the District Court of Desmoines County. —

This cause now coming on to be heard, and the Court not being sufficiently advised in the premises took time to consider of the same —

Gillham & Loveland, Appellants, vs. Martin Butler, Appellee } An appeal from the Judgment of the District Court of Lee County —

This cause now coming on to be heard, and the Court having heard the arguments of Counsel on both sides, and not being sufficiently advised in the premises took time to consider of the same —

518

June Term 1853.

Adam Hine, Appellant, } An appeal from the judgment
against } of the District Court of
Deming & Malcolm, Appellees } Lee County.

This day came the Appellees by their Attorneys, and filed herein a transcript of the records and proceedings in this District, and on their Motion, It is now here ordered by the Court that the judgment of the District Court be affirmed, and that judgment be rendered in this Court, It is therefore considered by the Court that Deming & Malcolm recover of the said Adam Hine and principal William Stotts as security in the appeal bond from the justice of the peace - and C.S. Morse and H.J. Campbell as security in the appeal bond to this Court, the sum of Seventy one Dollars and thirty cents Debt, and four Dollars and ninety nine cents damages and twelve Dollars and ten cents in the Court below, and also the costs herein expended in this Court, and that Execution issue for the same.

Copy This

Meichael Hummer, Plaintiff in Error, } Writ of Error to the
against } Judgment of the District
The State of Iowa, Defendant in Error. } Court of Lee County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is error in the rendition of the judgment in the District Court, It is therefore considered by the Court that the judgment of the District Court be reversed, and the Prosecuting Attorney of Lee County says that he will not prosecute this said further proceedings herein, and that the Indictment in said cause be dismissed and that the said Meichael Hummer go hence without day.

Ordered that Court adjourn until to-morrow morning 8 o'clock A.M.

J. F. Kinney
Clerk.

June Term 1853

Thursday morning June 9th A.D. 1853 court met pursuant to adjournment

Present the Honorable
Joseph Williams Chief Justice
John F. Kinney } Associate
George Green } Judges

Garry Lewis Et. al. Appellants } An appeal from the judgment
against } of the District court of
Levi Suttliff Appellee } Lee county.

This day came the appellee by his attorney and he having filed herein a transcript of the judgment of the court below as required by the rules of this court, and on his motion, It is considered by the Court that the judgment of the District Court be affirmed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the Court that the appellee recover of the appellants the costs herein expended in this court.

Garry Lewis Et al Appellants } An appeal from the
against } Judgment of the District
Jacob Mull for the use of } Court of Lee County.
Levi Suttliff Appellee }

This day came the appellee by his attorney and he having filed herein a transcript of the Judgment of the District Court as required by the rules of this court, and on his motion, It is considered by the court that the judgment of the District court be affirmed, and that a writ of procedendo issue to the court below accordingly, and that the appellee recover of the appellant the costs herein expended in this court.

Garry Lewis Appellant } An appeal from the Judgment
against } of the District court of
Levi Suttliff Appellee } Lee county.

This day came the appellee by his attorney and he having filed herein a transcript of the Judgment of the District Court as required by the rules of this court, and on his motion, It is considered by the court that the judgment of the District court be affirmed, and that a writ of procedendo issue to the court below accordingly, and that the appellee recover of the appellant the costs herein expended in this court.

Daniel M. Prescott et al. Appellants } An appeal from the Decree
against } of the District Court of
Ross B. Hughes Appellee } Lee County.

This day came the parties aforesaid by their attorneys and thereupon the appellee moved the court to affirm the Judgment, the motion being heard was overruled by the Court.

June Term 1853

Daniel McMahan } Appellant } In appeal from the
against } judgment of the District
Thomas L. Roberts } Appellee } Court of Dermanies County—

By Consent of parties, It is ordered that this cause be Continued until the next term of this Court. —

Jacob Milhelm et al } Plffs in Error } Writ of Error to the judgment
against } of the District Court of
Francis Mertz et al } Defts in Error } Dermanies County —

By Consent of parties, It is ordered that this cause be Continued until the next term of this Court. —

Shepherd Leffler } Appellant } In Appeal from the judgment
against } of the District Court of
John Pierson Jr. } Appellee } Dermanies County —

By Consent of parties, It is ordered by the Court that this cause be continued until the next term of this Court—

John Lavender } Appellant } In appeal from the judgment
against } of the District Court of
The Heirs of Jeremiah Smith dec'd } Appellee } Dermanies County —

By Consent of parties, It is ordered that this cause be Continued until the next term of this Court

Henry W. Lance } Appellant } In appeal from the judgment
against } of the District Court of
Crow, McCreary & Co. } Appellees } Dermanies County —

By Consent of parties, It is ordered that this cause be Continued until the next term of this Court. —

Archibald Pierson } Appellant } In appeal from the
against } Judgment of the District
Burlington & Louisa County } Appellees } Court of Dermanies County.
Plank Road Company }

By Consent of parties, It is ordered by the Court that this cause be Continued until the next term of this Court. —

Henry W. Lance } Appellant } In appeal from the
against } judgment of the District
B. F. Rockfortheuse & } Court of Dermanies
M. B. Corbett } Appellees } County. —

By Consent of parties, It is ordered that this cause be Continued until the next Term of this Court —

E. M. Severly Appellant } An appeal from the Judgment
against } of the District Court of
Burlington & Louisa County } Appellees } Desmonies County —
Plank Road Company }

By consent of parties, It is ordered by the court that this cause be continued until the next term of this court. —

Silas A. Hudson Appellant } An appeal from the Judgment
against } of the District Court of
Burlington & Louisa County } Appellees } Desmonies County —
Plank Road Company }

By consent of parties, It is ordered that this cause be continued until the next term of this court. —

Josiah Nichols Appellant } An appeal from the Judgment
against } of the District Court of
Burlington & Louisa County } Appellees } Desmonies County —
Plank Road Company }

By consent of parties, it is ordered that this cause be Continued until the next term of this court. —

James H. Woods Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Marshack Seigler Defts in Error } Van Buren County —

On motion of the plaintiff in Error, It is ordered by the Court that this Cause be continued until ~~the next term~~ of this court. —

Michael Hammer Appellant } An Appeal from the Judgment
against } of the District Court of
William Patterson et al Appellees } Lee County —

This cause now coming on to be heard, and the Court having heard the argument of Counsel, and not being sufficiently advised in the premises took time to consider of the same —

Our House U.S. Plff in Error } Writ of Error to the Judgment
against } of the District Court of
The State of Iowa Defts in Error } Desmonies County

This Cause now coming on for hearing and the court having heard the arguments of Counsel on the part of the plaintiff in Error, and not being sufficiently advised took time to Considerd of the same —

June Term 1853

Thomas B. Jackson Etal Appellants } An appeal from the
against } Judgment of the District
John Montgomery Appellee } Court of Lee County —

On motion of the appellants by their Attorney, a rule is granted them herein against the Clerk of the District Court of Lee County returnable on the first day of the next term of this Court, to shew cause if any he can, why he does not file a more perfect transcript of the record and proceedings had in this cause in the Court below, and on the further motion of said appellants, It is ordered that this cause be continued until the next term of this Court. —

John Meyers Appellant } An appeal from the
against } Judgment of the District
Burlington & Louisa County Plank Road Company Appellee } Court of Des Moines County —

This day came the appellant by their attorney, and it appearing to the satisfaction of the Court that the Appellant has failed to prosecute their appeal herein, in accordance with the 5th Rule of this Court on motion of said Appellee, It is ordered by the Court that the Judgment of the District Court be affirmed and that final judgment be rendered in this Court, It is therefore considered by the Court that the said Appellee recover of the said Jonathan Hamilton principal and Jesse Hamilton and John Meyers securities in the appeal bond, the sum of fifty four Dollars and five cents debt with interest thereon at the rate of ten per centum per annum from the 13th day of December 1852 until paid, and also the sum of three Dollars and forty cents damages, and also the sum of twenty six Dollars and fifty cents the costs in the District Court, and also the costs herein expended in this Court taxed at $5.51 cts.

Jonathan Hamilton Appellant } An appeal from the Judgment
against } of the District Court of
Burlington & Louisa County Plank Road Company Appellee } Des Moines County —

This day came the appellee by their Attorney and it appearing to the satisfaction of the Court that the appellant has failed to prosecute his appeal herein, in accordance with the 5th Rule of this Court on motion of said Appellee, It is ordered by the Court that the Judgment of the District Court be affirmed and that final judgment be rendered in this Court, It is therefore considered by the Court that the said Appellee recover of the said Jonathan Hamilton principal and Jesse Hamilton and John Meyers securities in the appeal bond, the sum of one hundred and seven Dollars and eight cents ~~Debt~~ with interest thereon at the rate of ten per centum per annum from the 13th day of December A.D. 1852 until paid, and also the sum of five Dollars and thirty five cents damages, and also the sum of nineteen Dollars

dars and Seventy cents the costs in the District Court, and cost the Costs herein expended in this Court Taxed at $5.60 cts

Ordered that Court adjourn until tomorrow Morning 8 o'clock —

J. Williams Ch. J.
J. T. Kinney
Geo Greene Judges

Friday Morning June 10th A.D. 1853 Court met agreeably to adjournment Present the Honorable Joseph Williams, Chief Justice John T. Kinney Associate Judge George Greene Judge

Gillham & Loveland Appellants } An appeal from the
against } Judgment of the District
Martin Huber Appellee } Court of Lee County —

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is error in the rendition of the Judgment in the District Court, It is therefore Considered by the Court that the Judgment of the District Court be reversed and set aside and that further proceedings be had in the District Court, not inconsistent with the opinion of this Court, and that a mittimus issue to the Court below accordingly, and it is further Considered by the Court that the Appellants recover of the Appellee the Costs herein expended in this Court. —

J. K. Scott Admr of the Estate } Appellant } An appeal from the
of Zedekiah Prard deceased } } Judgment of the District
against } Court of Desmonies
John Anderson Appelled } County —

By Consent of parties, It is ordered by the Court that this Cause be Continued until the next term of this Court. —

Silas Knight } Appellant } An appeal from the
against } Judgment of the District Court
James Mueller Appellee } of Lee County —

This Cause now coming on to be heard, and the Court having heard the argument of Counsel, and not being sufficiently advised in the premises, took time to consider of the same. —

June Term A.D. 1853

David S. Bell Appellant } An appeal from the
against } Judgment of the District Court
Thomas Hale Appellee } of Lee County &c.

This cause now coming on to be heard, and the Court having heard the arguments of Counsel and not being sufficiently advised in the premises took time to consider of the same. —

As it is now ascertained that the cases from the several Districts are not as numerous as was anticipated and hence the Court will not be required to sit as long as was expected when the docket was arranged by the Clerk; It is therefore ordered by the Court that the arrangement of the Docket be changed, and that the following be the arrangement of the Docket for this term to wit,

That the causes from the 2d. Judicial District be docketed for six days commencing on the 2d. day of June A.D. 1853

The causes from the 3d. Judicial District be docketed for four days, Commencing on the 5th. day of July A.D. 1853 —

The causes from the 4th. Judicial District be docketed for two days, Commencing on the 11th. day of July A.D. 1853 —

The causes from the 5th. Judicial District be docketed for one day to wit the 13th. day of July A.D. 1853

The causes from the 6th. Judicial District be docketed for one day to wit on the 14th. day of July A.D. 1853 —

The causes from the 7th. Judicial District be docketed for one day to wit the 15th. day of July A.D. 1853 —

The causes from the 8th. Judicial District be docketed for three days Commencing on the 15th. day of July A.D. 1853

The causes from the 9th. Judicial District be docketed for one day the 20th. day of July A.D. 1853. —

And it is further ordered by the Court that the Clerk of this Court give notice of this order by forwarded Circulars forwarded to the clerks of the District Courts in the several organized Counties in the several Districts annexed to the Attorneys of this Court. —

Ordered that Court adjourn until to-morrow morning 8 o'clock —

L. H. Rennels

Geo Greene

June Term 1853

Saturday Morning, June 11. 1853 Court met agreeably to adjournment

Present the Honorable
Joseph Williams, Chief Justice
John F. Kinney } Associate
George Greene } Judges

B. C. Armstrong &c. Appellants } An appeal from the Judgment
against } of the District Court of
K. S. Adams Appellee } Desmoines County.

This day came the appellee by his attorney, and filed herein a transcript of the Judgment of the District Court, and the certificate required by the rules of this Court, on his motion, It is ordered by the Court that the Judgment of the District Coirt be affirmed, and that Judgment be rendered by this Court in this cause &c. It is therefore Considered by the Court that the said Appellee recover of the said B. C. Armstrong &Co, principal and William Garrett, Johnson Pierson and George W. Lamman as securities in the appeal bond, the sum of one hundred and thirty one Dollars and one cent with interest thereon at the rate of six per centum per annum from the 9th day of December A. D. 1852 until paid, and also the sum of Nine Dollars and ninety nine Cents damages, and also the sum of five Dollars the costs in the District Court, and also the costs herein expended in this Court and that execution issue &c. →

Gary Lewis Appellant } An appeal from the Judgment
against } of the District Court of Desmoines
Ruel Meiller Et al Appellees } County. →

This day came the Appellant by his Attorney and on his motion a rule is granted him herein against the Clerk of the District Court of Lee County returnable forthwith to shew cause if any he can why he does not file with the Clerk of this Court a full, true and Complete transcript of the record and proceedings had in this cause in the District Court of Lee County, and also the original notice of appeal filed in his office which was served on the appellees.

Absent the Honorable Joseph Williams, Chief Justice —

Milton F. Collins Appellant } An appeal from the Judgment
against } of the District Court of
The City of Keokuk Appellee } Lee County →

This cause now coming on for hearing and the Court having heard all the arguments of Counsel on both sides and not being sufficiently advised in the premises to do so time to consider of the same. →

June Term 1853—

Robert P. Creel Appellant } An appeal from the
against } judgment of the District
The City of Keokuk Appellee } Court of Lee County—

This cause now coming on to be heard and the Court having heards the urginments of Counsel, and not being sufficiently advised in the premises, took time to consider of the same—

Ordered that Court adjourn until Monday next at two o'clock P.M.—

J. D. Ullard Clk
J. F. Kinney
Geo Greene

Monday June 13. 1853 Court met agreeably to adjournment Present the Honorable Joseph Williams Chief Justice John F. Kinney } Associate George Greene } Judges—

Peter Miller et. al. Appellants } An appeal from the judgment
against } of the District Court of
Isaac Galland Appellee } Lee county—

This cause now coming on to be heard and the court having heard the argumento of Counsel and not being sufficiently advised in the premises took time to consider of the same—

Ordered that Court adjourn until tomorrow morning 8 o'clock—

J. D. Ullard Clk
J. F. Kinney Judge
Geo. Greene

June Term 1853

Tuesday morning June 14. 1853 Court met agreeably to adjournment

Present the Honorable

Joseph Williams, Chief Justice
John A Kinney } Associate
Geo Greene } Judges

Daniel M. Prefel Et al. Appellants } An appeal from the judgment of the District
against } Court of Lee county
Rob B. Hughes Appellee }

This day came the appellants, ~~and~~ by their attorney, suggests a diminution of the record filed herein in this Court, That the Clerk of the District Court has ~~failed~~ not certified the Bill, answer replication, Depositions, exhibits and evidence to this court, the papers sent up not being certified as the papers in the cause—

That there is evidence in the cause which was used on the trial of the cause in the District court which the clerk has not sent up to this court in any form to it;

A Judgment in favor of B. A. Williams vs R B Hughes dated Feby. 6. 1849 amount $88.36

Risner & Evans vs R B Hughes act 4/49 amt $480.

Jno C Robbins vs Hughes Sept 25. 1849 $170 which was rd Feby 4 1851

J. Jarvis vs Hughes Feby 18. 185 amt $170 rd Apl 26. 1851

Bridges vs Adam Brave, R B Hughes Et al amt $1600 Sept 25. 1848 execution issued on Same, levy on premises in suit and sale of same not paid May 3rd 1851 —

Papers in case of R. P. Breed vs B. H. Guyger pending Sept term 1850

Papers of Judgment in the case of Wilborn vs Guyger fragments by Prefel in fall of 1850

Edds & Rankin vs Guyger

J. P. Reid & Co. vs Guyger amt $108 & costs 126 rendered Feby 1850

Rebelis vs Guyger act 1850 $67

Frederick vs Guyger Sept 10. 1849 $23

Miller vs Guyger act 1849 $68

And on motion of said appellants a rule is granted ~~to the Clerk~~ ~~of this Court~~ herein against the Clerk of the District Court of Lee County returnable on the 1st day of the next term of this Court to certify and send up to this Court all of said papers and evidences aforesaid — and this cause is continued until the next term of this court. —

B. I. Norton } Appellant } An appeal from the Judgment of the District Court of
against } Lee County
J. D. Winscott } Appellee }

This cause now coming on to be heard and the Court having heard the arguments of Counsel and not being sufficiently advised in the premises took time to consider of the same. —

June Term 1853

Ordered that Court adjourn until tomorrow morning 8 o'clock

P. Williams Ch. Judge.

J. H. Kinney

Geo Green

Wednesday Morning June 15. 1853 Court met agreeably to Adjournment. Present the Honorable Presley Williams, Chief Justice John H. Kinney Associate Judges Geo Green & presiding

Silas Knight Appellant
against
Jonah Wheeler Appellee } Appeal from the Judgment of the District Court of the County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find that there is error in the rendition of the judgment by the District Court, It is therefore considered by the Court that the judgment of the District Court be reversed and holden for nought and that further proceedings be had in the District Court, not inconsistent with the opinion of this Court, and that a writ of procedendo issue accordingly and it is further considered that the appellee recover of the appellee the costs herein expended in this Court.

Michael Hummer Appellant } Appeal from the
against } judgment of the District
William Patterson Etal Appellees } Court of the County.

This day this cause came on for further hearing and the Court being now sufficiently advised in the premises, find that there is error in the rendition of the judgment in the District Court, It is therefore considered by the Court that the judgment of the District Court be reversed and holden for nought, and that further proceedings be had in the District Court, not inconsistent with the opinion of this Court, and that a writ of procedendo issue accordingly, and it is further considered by the Court that the appellant recover of the appellees the costs herein expended in this Court.

June Term 1853

Noah Bailey, Appellant
against
Daniel Dearn, Appellee
} In Chancery. An appeal from the decree of the District Court of Lee county.

On motion of the appellee by his attorney and by consent of the appellant by his attorney, It is ordered by the court that the said appellee have leave to withdraw the papers filed in this cause, from the files of this Court.

Stewart & Pitman, Appellants
against
Samuel T. Marshall, Appellee
} An appeal from the Judgment of the District Court of Lee county.

This day this cause came on to be heard and the court having heard the arguments of Counsel and not being sufficiently advised in the premises took time to consider of the same.

J. W. Curtis Executor of the Estate of D. M. Mills deceased, Appellant
against
J. M. Colquhoun Admr. of the Estate of Phillip Skinner dec'd, Appellee
} An appeal from the Judgment of the District Court of Lee county.

This cause now coming on to be heard and the court having heard the arguments of Counsel, and being now sufficiently advised in the premises, find that there is error in the rendition of the judgment by the District Court, It is therefore considered by the court that the judgment of the District Court be reversed and setaside and that further proceedings be had in the District Court not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the court that the appellant recover of the appellee his costs herein expended in this Court.

Hiram Marsden, Appellant
against
Richard Pile, Appellee
} An appeal from the Judgment of the District Court of Lee County.

This cause now coming on to be heard and the Court having heard the arguments of Counsel, and having now sufficiently advised in the premises, find that there is no error in the rendition of the judgment in the District Court. It is therefore considered by the Court that the Judgment of the District Court be affirmed, and that a writ of procedendo issued to the Court below accordingly, and it is further considered by the Court that the appellee recover of the appellant his costs herein expended in this Court.

Daniel M. Forgee et al, Appellants
against
Rufe B. Hughes, Appellee
} An appeal from the Judgment of the District Court of Lee county.

On motion of the appellants by their Attorney, Leave is given them to withdraw the papers in this cause, for the purpose of having them corrected by the clerk of the District Court.

June Term 1853.

James Lewis
Sagamore
vs.
Noah Miller et al
Appellees

Appeal from the Circuit Court of Dearmonia County.

This cause coming on to be heard upon the transcript of the record, and was argued by counsel; on consideration whereof, it is ordered by the Court that the judgment of the said Circuit Court in this behalf rendered be and the same is hereby affirmed with costs; and it is further ordered that this cause be remanded to the said Circuit Court for further proceedings to be had therein.

Thomas Hamilton
appellant
vs.
Edward Johnson
Appellee

Appeal from the Circuit Court of Dearmonia County.

This cause coming on to be heard upon the transcript of the record, and was argued by counsel; on consideration whereof, it is the opinion of this Court that there is error in the proceedings and judgment of the said Circuit Court, in this: that the said Circuit Court refused to grant a new trial in this cause; and it is therefore considered by this Court that the said judgment be reversed and annulled, and that this cause be remanded to the said Circuit Court with instructions to award a new trial herein, and for further proceedings to be had in the said Circuit Court not inconsistent with the opinion of this Court, and that appellant recover against the appellee his costs by him expended in the prosecution of his appeal aforesaid in this Court.

Daniel Mc Dole
appellant
vs.
Thomas Wade
Appellee

Appeal from the Circuit Court of Dearmonia County.

This cause coming on to be heard upon the transcript of the record, and was argued by counsel; on consideration whereof, it is the opinion of this Court that there is error in the decision and judgment of the said Circuit Court, in this: that the said Circuit Court refused to grant a new trial in this cause; and it is therefore considered by this Court that the said judgment be reversed and annulled, and that this cause be remanded to the said Circuit Court with instructions to award a new trial herein, and for further proceedings to be had in the said Circuit Court not inconsistent with the opinion of this Court, and that appellant recover against the appellee his costs by him expended in the prosecution of his appeal aforesaid in this Court.

Adolphus Williamson
appellant
vs.
Henry Cornelius Dean
Appellee

Appeal from the Circuit Court of Dearmonia County.

This cause coming on to be heard upon the transcript of the record, and was argued by counsel; on consideration whereof, it is the opinion of this Court that there is error in the decision and judgment of the said Circuit Court, in this: that the said Circuit Court refused to grant a new trial in this cause; and it is therefore considered by this Court that the said judgment be reversed and annulled, and that this cause be remanded to the said Circuit Court with instructions to award a new trial herein, and for further proceedings to be had in the said Circuit Court not inconsistent with the opinion of this Court, and that appellant recover against the appellee his costs by him expended in the prosecution of his appeal aforesaid in this Court.

June Term 1853

Considered by the Court that the Judgment of the District Court be affirmed and that a procedendo issue accordingly and it is further Considered by the Court that the Appellee recover of the Appellant the costs by him expended herein and that execution issue therefor &c.

J. C. Vance, Appellant } Appeal from the Judgment
against } of the District Court of
D. W. Thomas etc, Appellees } Tazewell County &c.

This cause now coming on for hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the Judgment in the District Court. It is therefore considered by the Court that the Judgment of the District Court be affirmed and that a procedendo issue to the Court below accordingly, and that the Appellees recover of the Appellant their costs by them expended herein &c.

W. H. Wilson Appellant } Appeal from the Judgment
against } of the District Court of
J. H. Winsall Appellee } Tazewell County &c.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the Judgment in the District Court. It is therefore considered by the Court that the Judgment of the District Court be affirmed and that a procedendo issue to the Court below accordingly, and that the Appellee recover of the Appellant the costs by him expended herein.

Ordered that Court adjourn until tomorrow morning 9 o'clock &c

J. Caldwell
Clk

J. T. Mowry
Judge
Geo Turner

June Term 1853

Thursday Morning June 16. 1853.

Court met agreeably to adjournment

Present the Honorable

Joseph Williams Chief Justice
John F. Stinney } Associate
George Steuart } Judges

Stewart & Pitman Appellants } An appeal from the
against } judgment of the District
Samuel J. Marshall Appellee } Court of the County.

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises, finds that there is error in the rendition of the judgment in the District Court It is therefore Considered by the Court that the judgment of the District Court be reversed and Set aside, and that the District Court dismiss the motion of the said appellee, and that a writ of procedendo issue to the Court below accordingly, and that the appellants recover of the appellee the costs by him expended in this Court. — And on motion of the appellee leave is given him to withdraw the papers in this Cause from the files of this Court. —,

Peter Meiller Et. al Appellants } An appeal from the
against } judgment of the District
Isaac Ballard Appellee } Court of the County. —

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises, finds that there is no error in the rendition of the judgment in the District Court, It is therefore Considered by the Court that the judgment of the District Court be affirmed, and that a writ of procedendo issue to the District Court accordingly, and that the appellee recover of the appellant his costs by him expended in this Court. , And that thereupon the said Appellant gave notice of his intention to file a petition for a rehearing of this Cause. —

J. L. Curtis Executor of the last will of D. M. Mills deceased } Appellant } An appeal from the
against } judgment of the District
J. N. Bleighorn Admr of the Estate of Phillip Skinner dec'd } Appellee } Court of the County. —

By consent of parties leave is given the appellant to withdraw the papers filed in this Cause —

J. G. Ball Appellant } An appeal from the
against } judgment of the District
D. A. Ebersol & Co. Appellees } Court.

On motion of the appellants the Clerk is allowed to withdraw the papers filed in this Cause —

June Term 1853. 5.

Ordered that Court adjourn until Monday Clock A.M. 27th day of June A.D. 1853 at 9 o'clock A.M.

J. Williams
Chief Justice.
S. F. Kinney
Judge.
Geo. Greene

Monday Morning June 27th 1853
Court met pursuant to adjournment
Present the Honorable
George Greene, Associate Judge

The other Judges not being present, It is ordered that Court adjourn until two o'clock this evening. —

Geo. Greene

Monday evening two o'clock June 27th
1853 Court met agreeably to adjournment
Present the Honorable
George Greene, Associate Judge

The other Judges not being present, It is ordered that Court adjourn until to morrow morning 8 o'clock —

Geo Greene

June Term 1853

Tuesday Morning June 28. 1853
Court met agreeably to adjournment
Present the Honorable
Joseph Williams
John F. Kinney } Judges
George Greene

Thomas Sperry Et. al. Appellants } An appeal from the
against } Judgment of the District
H. H. Scott Appellee } Court of Lee county

This day came the Appellee by his Attorney and on his motion, and it appearing to the satisfaction of the Court that the Appellants have failed to prosecute their appeal agreeably to the Rules of this Court, It is therefore ordered that the Judgment of the District Court be affirmed, and that final Judgment be rendered in this Court. It is therefore Considered by the Court that the said H. H. Scott recover of the said Thomas Sperry, J. F. Everett & Everett, principals and Harrison H. Shaw the Security in the appeal bond & Jesse Kinsell and William Walker the Security in the appeal bond to this Court the Sum of One hundred and one Dollars Debt with interest thereon at the rate of Six per centum per Annum from the 10th day of May A.D. 1853 until paid, and also the Sum of ten Dollars and Seventy Six cents damages, and one Dollar the costs in the District Court, and also the costs herein expended in this Court. — —.

Matthew Neeley Appellant } An appeal from the
against } Judgment of the District
Wilhelm & Range Appellee } Court of Lee county.

On motion of the Appellant, It is ordered that this Cause be continued until the next term. —

B. C. Armstrong Appellant } An appeal from the
against } Judgment of the District
John Pierson Appellee. } Court of Lee county.

On motion of the appellant, It is ordered that this Cause be continued until the next term —

Dubuque County Appellant } An appeal from the Judgment
against } of the District Court of
Dubuque & Pacific Rail Road Appellee } Dubuque County —

This Cause now coming on to be heard and the Court having heard the arguments of Counsel, and not being sufficiently advised in the premises took time to consider of the same —

June Term 1853

Ordered that Court adjourn until
to-morrow Morning 8 o'clock a.m.

J. W. Williams Ch. Jus.
J. F. Kinney
Geo Greene

Wednesday Morning June 29. 1853

Court met agreeably to adjournment
Present the Honorable
Joseph W. Williams }
John F. Kinney } Judges
George Greene }

Emerson & Shields Appellants } An appeal from the
against } Judgment of the District
John J. Emerson Appellee } Court of Jackson County.

This day came the appellants by their Attorney and filed herein a petition for a rehearing of this cause,

Timothy Davis Appellant } An appeal from the Judg-
against } ment of the District Court
James B. O'Farrell Appellee } of Dubuque County —

Timothy Davis Appellant } An appeal from the Judg-
against } ment of the District Court
James B. O'Farrell Appellee } of Dubuque County. —

This cause coming on to be heard, and the Court having heard the arguments of Counsel in part & not having time for the Counsel to finish their arguments the further hearing is adjourned over until to-morrow. —

Ordered that Court adjourn until
to-morrow Morning 8 o'clock —

J. W. Williams Ch. Jus.
J. F. Kinney
Geo Greene

June Term 1853

Thursday Morning June 30th 1853

Court met agreeably to adjournment

Present the Honorable

Joseph Williams
John F. Kinney
George Greene
} Judges

Timothy Davis
against
Jane B. O'Herrall

Appellant
Appellee
} An appeal from the Judgt. of the District Court of Dubuque County.

Timothy Davis
against
Jane B. O'Herrall

Appellant
Appellee
} An appeal from the Judgment of the District Court of Dubuque County.

These causes now coming to be heard and the Court having heard the arguments of Counsel, and not being sufficiently advised in the premises, took time to consider of the same.

Jane B. O'Herrall
against
Seth C. Kiernan Et al

Appellant
Appellee
} An appeal from the Judgment of the District Court of Dubuque County.

Jane B. O'Herrall
against
Thomas O'Donnell Et al

Appellant
Appellee
} An appeal from the Judgment of the District Court of Dubuque County.

Jane B. O'Herrall
against
Bernard J. O'Mallorau
et.

Appellant
Appellee
} An appeal from the Judgment of the District Court of Dubuque County.

Jane B. O'Herrall
against
John Schimpfat

Appellant
Appellee
} An appeal from the Judgment of the District Court of Dubuque County.

These causes now coming on to be heard and the Court having heard the arguments of Counsel and not being sufficiently advised in the premises took time to consider of the same

Francis Kelley
against
Margaret Mculgueney

Appellant
Appellee
} An appeal from the Judgment of the District Court of Dubuque County.

This cause now coming on for hearing, and it appearing to the satisfaction of the Court that this cause was not tried by the Judge of the District Court, It is therefore Considered by the Court that the Judgment of the District Court be reversed and set aside and that a new trial be in the District Court and that a writ of procedendo

Ypsilanti to the District Court accordingly, and that the ~~plaintiffs~~ Appellant recover of the Appellee the costs herein expended in this Court. —

George L. Nightingale, Appellant, } An appeal from the Judgment
against } of the District Court of
Wm. Johnson Barney, Appellee } Dubuque County

This cause now coming on to be heard and the Court having heard the arguments of Counsel, and not being sufficiently advised in the premises took time to consider of the same —

Charles Bogy, Appellant, } An appeal from the Judgment
against } of the District Court of
John A. Rhodes, Appellee } Dubuque County. —

This cause now coming on to be heard and the Court having heard the arguments of Counsel, and not being sufficiently advised in the premises took time to consider of the same. —

Ordered that Court adjourn until tomorrow morning 8 o'clock —

J. Williams Ch. Jus.
J. F. Kinney
Geo Greene

Friday Morning July 1. 1853 Court met agreeably to adjournment
Present the Honorable
Jonathan Williams } Judges
John F. Kinney
George Greene

Aaron Johnson, Plff in Error, } Writ of Error to the Judgment
against } of the District Court of
The State of Iowa, Deft in Error } Dubuque County. —

This Cause now coming on to be heard and the Court having heard the arguments of Counsel, and not being sufficiently advised in the premises, took time to consider of the same. —

John Bailey Et. al. Appellant, } An appeal from the Judgment
against } of the District Court of
John Carson Appellee } Dubuque County. —

This Cause now coming on to be heard, the Cause is submitted to the Court on the written argument of the Counsel. —

June Term 1853

D. M. Morrison for City Collector Appellant
against
J. L. Langworthy Et. al. Appellee
} An appeal from the judgt of the District Court of Dubuque County. —

This cause now coming on to be heard, and the Court having heard the arguments of Counsel and not being sufficiently advised in the premises to-day time to consider of the same.

Frederick Hennicker Appellant
against
Geo. W. Scott Appellee
} An appeal from the judgt of the District Court of Dubuque County. —

This cause now coming on to be heard, and the Court having heard the arguments of Counsel, and not being sufficiently advised in the premises to-day time to consider of the same. —

T. B. Trifords Appellant
against
The County of Allamakee Appellee
} An appeal from the judgt of the District Court of Dubuque County. —

This cause now coming on to be heard, and the Court having heard the arguments of Counsel, and not being sufficiently advised in the premises to-day time to consider of the same. —

William Hurley Appellant
against
John Ehnes Appellee
} An appeal from the judgt of the District Court of Dubuque County. —

On motion of the appellant by his Attorney, it is ordered by the Court that this cause be continued until the next term of this Court. cts

Ordered that Court adjourn until to-morrow morning 8 o'clock. —

J. Williamson Jus
G. F. Kinney
Geo. Greene } Judges

(Saturday morning July 2. 1853 Court met agreeably to adjournment

Present the Honorable
Joseph Williams
John F. Kinney } Judges
George Greene

George L. Nightingale, Appellant, } An appeal from the District
against } Court of Dubuque County —
Wm. J. Salmon Kinney, Appellee. }

This day this cause came on for further hearing and the Court ~~[illegible]~~ being now sufficiently advised in the premises find that there is error in the rendition of the Judgment by the District Court, It is therefore Considered by the court that the Judgment of the District Court be reversed and set aside and that further proceedings be had in the District Court not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly, and that the Appellant recover of the Appellee the Costs herein expended in this Court. —

Frederick Hennecker, Appellant, } An appeal from the
against } District Court of
George W. Scott, Appellee } Dubuque County —

This cause now Coming on to be further heard and the Court being now sufficiently advised in the premises find that there is error in the rendition of the Judgment by the District Court, It is therefore Considered by the Court that that the judgment of the District Court be reversed and set aside and that further proceedings be had not inconsistent with the opinion of this Court and that a writ of procedendo issue to the Court below accordingly, and that the Appellant recover of the Appellee the costs herein expended in this Court. —

Charles Boggs, Appellant, } An appeal from the
against } District Court of
John H. Shinds, Appellee } Dubuque County —

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the judgment in the District Court, It is therefore Considered by the Court that the judgment of the District Court be affirmed and that a writ of procedendo issue to the Court below accordingly, and that the appellee recover of the appellant his costs herein expended in this Court. —

N. B. Sanford, Appellant, } An appeal from the District
against } Court of Allamakee County.
The County of Allamakee, Appellee }

This cause now coming on for further hearing and-

June Term 1853 —

Court being now sufficiently advised in the premises find that there is no error in the rendition of the order by the District Court, It is therefore Considered by the Court that the order of the District Court be affirmed, and that the appellee recover of the appellant her Costs herein expended in this Court.

D. M. Morrison City Collector Appellant } An appeal from the
against } District Court of
J. L. Langworthy Ect. al Appellee } Dubuque County.—

This Cause now Coming on for further hearing and the Court being now sufficiently advised in the premises find that there is error in the rendition of the judgment in the District Court, It is therefore considered by the Court that the judgment of the District Court be reversed and setaside, and that further proceedings be had in the District Court not inconsistent with the opinion of this Court, and that a mandate of procedendo issue to the District Court accordingly, and it is further considered by the Court that the appellant recover of the appellee their costs herein expended in this Court.

John Foley Et. al Appellants } An appeal from the
against } District Court of
John Larson Appellee } Dubuque County.

This Cause now coming on to be further heard and it appearing from the transcript that this Cause was not tried in the District Court by the District Judge, It is therefore Considered by the Court that the judgment of the District Court be reversed and setaside, and that a new trial be had in the District Court, and that a mandate of procedendo issue to the District Court accordingly, and it is further considered by the Court that the appellants recover of the Appellee their Costs herein expended in this Court.

Dubuque County Appellant } An appeal from the
against } District Court of
Dubuque and Pacific Rail Road Appellee } Dubuque County.

This Cause now coming on ~~for hearing~~ to be heard and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the judgment by the District Court his Honor Judge Kinney dissenting, It is therefore Considered by the Court that the Judgment of the District Court be affirmed and that the Appellee recover ~~the~~ of the appellant their Costs herein expended in this Court. — —

Absalom Mongomery Petition Error, Writ of Error to the
against } Judgment of the District
The State of Iowa Deft in Error } Court of Jackson County

On motion of the Attorney for the plaintiff in error it is Ordered by the Court, that the Clerk of this Court issue an order to the Sheriff of Jackson County instructing him that it

June Term 1853 ~~

is his duty to have the said Absalom Montgomery before this court on the 15th day of July, 1853. ~~

Ordered that Court adjourn until Tuesday Morning next at 8 o'clock ~~

J. Williams
Clk

J. Kinney
Geo. Greene Judge.

Tuesday Morning July 5th A.D. 1853.

Court met agreeably to adjournment

Present the Honorable

Joseph Williams
John F. Kinney } Judges.
George Greene

Anson Ford et al. Appellants
against
The Board of Commissioners
of Jefferson County for the } Appellees
use of the State of Iowa

An appeal from the Judgment of the District Court of Jefferson County. ~~

This day came the Appellants by their Attorneys and suggested a diminution of the transcript of records filed herein to wit, That the Clerk of the District Court has failed to certify to this court the "Instructions or Charge that were given by the Court to the Jury, before the case appearing in the records were asked by the appellants" and on Motion of said Appellants a rule is granted them herein against the Clerk of the District Court of Jefferson County returnable forthwith, to shew cause, if any, he can, why he does not file with the Clerk of this Court a more full, true and Complete transcript of the record and proceedings had between the said parties in the District Court of Jefferson County. ~~

Woods Exr &c. Pltffs
against
Spalding &c. Defts } Error from Lee District Court

On motion of the Clerk of the District Court of Muscatine County by his Attorney It is ordered by the Court that his Motion Made in this cause on the 4th day of January 1853 to relax the costs and to have his fee bill taxed therein, be placed on the Docket of this Court, and that said Motion be continued until the next Term of this Court. ~~

William C. James Appellant
against
Thomas H. Beaton Appellee } An appeal from the District Court of Jefferson County

This cause now coming on to be heard the Arguments of Counsel

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John Sigler Plaintiff
against
Aaron M. Harlan and
William Duncan } Defts

From Van Buren County

This day came George G. Wright and Secor & and filed his affidavit herein, and it appearing to the satisfaction of the Court that the Judgment rendered in this Cause on the 10th day of July A. D. 1846 has been satisfied in full except the fees of the Clerk of this Court, It is therefore ordered that satisfaction in full be entered of said Judgment except the fees.—

Mosea Hall Pl'ff in Error } Writ of Error to the Judgment
against } of the District Court of
The State of Iowa Def't in Error } Jefferson County.

Henry Gilmore Pl'ff in Error } Writ of Error to the Judgment
against } of the District Court of
The State of Iowa Def't in Error } Jefferson County.

John Gilmore Pl'ff in Error } Writ of Error to the Judgment
against } of the District Court of
The State of Iowa Def't in Error } Jefferson County.

The three above Causes now coming on to be heard and thereupon the Counsel submits thereon to the consideration of the Court their written arguments.

Joseph D. Barnes et al Appellants } Appeal from the
against } District Court of
Quinn McBride &c. Appellees } Madison County.

This Cause now coming on to be heard, and it appearing from the transcript filed in this cause that the Judge of the District Court did not render judgment in this Cause in the District Court, It is therefore considered by the Court that the Judgment of the District Court be reversed and set aside, and that a new trial be had in the District Court, and that a Writ of procedendo issue accordingly and that the Appellants recover of the Appellees the Costs herein expended in this Court.—

Milton D. Browning Appellant } Appeal from the
against } District Court of
Butler B. Delashmutt Appellee } Mahaska County.

This Cause now coming on for hearing and it appearing from the transcript filed in this Cause that the Judge of the District Court did not render judgment in this Cause in the District Court, It is therefore considered by the Court that the Judgment of the District be reversed and set aside, and that a new trial be had in the District Court and that a Writ of procedendo issue to the Court below accordingly, and that the Appellant recover of the

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appellee the Costs herein expended in this Court.—

William L. Mellburn use &c. Appellant, } An appeal from the
against } District Court of
Benjamin P. Marlow et al Appellees } Jefferson County.—

This Cause now coming on to be heard and the Court having heard the arguments of Counsel and not being sufficiently advised in the premises doth take time to consider of the same.—

Charles Brevington Appellant, } An appeal from the District
against } Court of
Frederick Endersby Appellee } VanBuren County.—

This day came the parties aforesaid by their attorneys, and thereupon the appellee moved the Court to affirm the judgment for reasons on file, which motion being heard by the Court, and the Court not being sufficiently advised of the same took time to consider thereof.—

John C. Johnson Appellant } An appeal from the
against } District Court of
John Briggs Appellee } Keokuk County.—

This cause now coming on to be heard and ~~xxxxxx~~ thereupon this cause is submitted to the Court on the written argument of the Counsel.—

Ordered that Court adjourn until
tomorrow morning 8 o'clock

J. C. Williams
Ch. Pro Tem

P. F. Kinney
Judge

Geo. Greene

June Term 1853

Wednesday morning July 6th 1853 Court met agreeably to adjournment

Present the Honorable

Joseph Williams
John F. Kinney
George Greene
} Judges

Charles Brewington — Appellant
against
Frederick Endersby — Appellee
} An appeal from the District Court of Washington County

This day came the parties aforesaid by their Attorneys and the Court being now sufficiently advised of and concerning the Appellee's motion to affirm the Judgment of the District Court, do order that said motion be overruled.

And it is ordered by the Court that the appellant have until tomorrow morning to show cause if any he can why he did not file the transcript of the record at the last term of this Court at Alleghany.

Frederick Adams — Appellant
against
John H. Reeds — Appellee
} An appeal from the District Court of Washington County.

This day came the appellee by his attorney and moved the Court to affirm the Judgment of the District Court for reasons on file, which motion being heard, was sustained by the Court

It is therefore ordered by the Court that the Judgment of the District Court be affirmed and that for said Judgment rendered in this Court, It is therefore Considered by the Court that the said John H. Reeds recover of the said Frederick Adams, principal, and David Dowd Jr. & Security in the appeal bond, the sum of Eighty six Dollars Debt with interest thereon at the rate of six per centum per annum from the 25th day of February A.D. 1853 until paid and also the sum of four Dollars and thirty nine cents Damages and also the sum of One hundred fifty three Dollars & 18 cents, the Costs in the District Court together with the costs herein expended in this Court.

Thomas G. Coffin — Appellant
against
William H. Blackwell — Appellee
} An appeal from the District Court of Wasella County —

This day came the appellee by his attorney and moved the Court to affirm the Judgment of the District Court for reasons on file, which motion being heard was sustained by the Court, It is therefore ordered by the Court that the Judgment of the District Court be affirmed & that Judgment be rendered in this Court, It is therefore Considered by the Court that the said William H. Blackwell recover of the said Thomas G. Coffin principal, and Andrew D. Woods & security, the sum of one hundred and forty dollars with interest thereon at the rate of eight per cent per annum from the 21st day of July 1852 until paid, and also the sum twenty four Dollars and eighty cents dam-

ages and also the sum of $5 the costs herein expended in this Court. —

John Smith, Appellant, against The State of Iowa, on the Complaint of Mary Brooks, Appellee } An appeal from the Judgment of the District Court of Van Buren County. —

This day came the Appellee by her Attorney and thereupon the said Appellee moved this Court to affirm the Judgment of the District Court. for reasons on file which motion being heard was sustained by the Court, It is therefore Ordered by the Court that the Judgment of the District Court be affirmed and that Judgment be rendered here for all that is now due on the Judgment in the District Court, It is therefore Considered by the Court that the State of Iowa for the use of Mary Brooks recover of the said John Smith as principal, and Henry Beatty as Security in the appeal bond, the sum of Ninety four Dollars and Security fee Costs, and also the sum of Eleven Dollars and thirty seven cents, damages, together with the costs herein expended in this Court and that execution go for the same. —

Nathaniel Hook, Appellant, against Hezekiah B. Davis, Appellee } An appeal from the District Court of Keokuk County. —

And now came the Appellant by his attorney and suggested a diminution of the transcript of the record filed in this cause in this Court, that the Clerk of the District Court has failed to certify to this Court the deposition of Thomas Brown & Jacob Amblen James Brown, Muchmore taken on the part of the said Appellant, and moved the Court for a rule on motion of said Appellant a rule is granted herein against the Clerk of the District Court of Keokuk County, returnable on the first day of the next term of this Court to shew cause if any he can why he has not filed a more true and perfect transcript of the record and proceedings had in this cause in the District Court and on motion of the said Appellee It is ordered that this cause be continued under the next term of this Court. —

Henry Ott et al, Appellants, against John Northcraft, Appellee } An appeal from the District Court of Davis County. —

This day came the parties by their attorneys, and thereupon the Appellee moved the Court to affirm the Judgment of the District Court for reasons on file, which motion being heard and the Court not being sufficiently advised of the same, took time to consider thereof. —

Edgar Ward, Appellant, against Benjamin Mumbert et al, Appellees } An appeal from the District Court of Jefferson County. —

It is ordered by the Court that this cause be transferred from the Docket of this Court, and that the Judgment be affirmed.

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June Term 1853

Daniel S. Lee
against
Partridge & Co. } An appeal from Davis District Court.

This day came the said Daniel S. Lee by his Attorney and filed herein the following receipt which is ordered to be filed herein-

"Partridge & Co. } Judgment in Davis Co. Dist. Court
vs } March Term 1853 and pending in
Danl. S. Lee } Supreme Court State of Iowa

Received by cash, and receipt for Amount of Judgment interest and costs in case of Daniel S. Lee vs Partridge & Co. Reeves & Smith and James A. Lee to be executed by said Lee the full amount of Judgment interest and costs in the first above entitled cause June 21. 1853

Wm. G. Smith
Atty for Partridge & Co."

William C. Martindale & wife Appellants } Appeal from the
against } District Court of
William Kendrick Et. al Appellees } Appanoose County

This cause now coming on to be heard the same is submitted to the Consideration of the Court on the written Argument of the Counsel.

William C. Hamilton Appellant } Appeal from
against } District Court of
Milton Starbird & Smith, Appellees } Appanoose County

This cause now coming on to be heard the Court having heard the arguments of Counsel and not being sufficiently advised in the premises took time to Consider of the same.

Ordered that Court adjourn until
to-morrow morning 8 o'clock.

Wm Williams
Chief Just.
Geo Greene
J. F. Kinney

Thursday Morning July 7th 1853.
Court met agreeably to adjournment
Present The Honorable
Joseph Williams
John F. Kinney } Judges
George Greene

Nicholas Brewington Appellant } An appeal from the
against } District Court of
Frederick Tendesley Appellee } VanBuren County.

This day came the parties by their Attorney and thereupon the Appellee moved the Court to affirm the Judgment for want of title, which motion being heard, was overruled by the Court, and thereupon the Appellant showed sufficient cause under the rule granted herein on yesterday, and it is ordered by the Court that the said rule be discharged &c.

James Riddan Plaintiff in Error } Writ of Error to the Judgment
against } of the District Court of
The State of Iowa Defendant in Error } Dubuque County.

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is error in the condition of the Judgment in the District Court,

It is therefore considered by the Court that the Judgment of the District Court be reversed and setaside, and that the said James Riddan be discharged and go hence without day &c.

Angus M. Gibson Plaintiff in Error } Writ of Error to the Judgment
against } of the District Court of
The State of Iowa Defendant in Error } Dubuque County.

This Cause now coming on for further hearing, and the Court being now sufficiently advised in the premises find that there is error in the condition of the Judgment in the District Court

It is therefore considered by the Court that the Judgment of the District Court be reversed and setaside, and that a new trial be had in the District Court, denovo, and that such further proceedings be had in the District Court that are not inconsistent with the opinion of this Court, and it is further ordered that the said Angus M. Gibson personally appear at the District Court of Dubuque County on the first day of the next term thereof, and not depart the court without the leave of the said District Court. —
And Mason judge Greene dissenting to the opinion of the Court in the above cause &c. &

Henry C. Anderson Appellant } An appeal from the
against } District Court of
Overton Butler and his next } Appellee } Des moines County.
friend Daniel McKee }

This Cause now coming on for further hearing

June Term 1853

Court being now sufficiently advised in the premises find that there is no error in the rendition of the judgment by the District Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed and that a mitt of procedendo issue to the Court below accordingly—

Our House &c. Pltff in Error } Writ of Error to the Judgment
against } of the District Court of
The State of Iowa Deft in Error } Des Moines County.

This Cause now coming on to be heard, and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the Judgment in the District Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed, and it is further ordered by the Court, that the Clerk of said District Court of Des Moines County shall issue the proper process to enforce and carry into execution the original judgment in this cause rendered by the said District Court of Des Moines County, and that the plaintiff recover of the defendants herein expended in this Court.

Morris Gee. and Stiles S. Carpenter Appellants } Appeal from the
against } District Court of
John Ackersmith Appellee } Des Moines County.

This day came the parties aforesaid by their attorneys and the Court being now sufficiently advised of and concerning the Appellees motion to affirm the judgment of the District Court, do order that said motion be sustained, and it is therefore ordered that the judgment of the District Court be affirmed and that said judgment be rendered in this Court, It is therefore considered by the Court that the said John Ackersmith recover of the said Morris Gee and Stiles S. Carpenter as principals, and John P. Finley as security in the appeal bond, the sum of Thirty one Dollars and thirty four cents Debt, also the sum of Ninety four cents three per cent damages and also the sum of twelve Dollars and forty cents the costs in the District Court, and also the costs herein expended in this Court

Hugh M. Sample Et. al. Appellants } Appeal from the
against } District Court of
Andrew J. Davis Appellee } Jefferson County.

This Cause now coming on to be heard and the Court having heard the arguments of Counsel and not being sufficiently advised in the premises took time to Consider of the same &c. &c.

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Thomas N. Johnson Appellant } An appeal from the
against } District Court of
David Patten Appellee } Henry County.

And now this cause came on to be heard upon the motion of the appellee to affirm the Judgment of the district Court and also upon the motion of the appellant for a rule upon the Clerk of the District Court to send up a transcript in this cause - And the Court being now fully advised in the premises order that the motion of the appellee be overruled, and that the motion of the appellant be sustained and that a citation issue to the Clerk of the District Court of Henry County Commanding him to send to this Court a transcript of the records and proceedings in this cause or show cause why he did not, and that this cause stand Continued until the next term of this Court. ~

John Smith Appellant } An appeal from the
against } District Court of
The State of Iowa } Van Buren County.
the Complaint of Mary Brooks } Appellee

This day came the appellee by her attorney and on her motion, it is ordered by the Court that the Judgment rendered in this cause on yesterday, be and the same is hereby setaside, and in lieu thereof that the following be entered as the Judgment of this Court in this cause to wit, This cause came on to be heard on the motion of the appellee to affirm the judgment of the District Court for judgment against the appellant & his Security in this Court, for reasons on file, and the same being heard, It is ordered by the Court that the Judgment of the District Court be affirmed, and that the said appellee have and recover of said appellant and his Security in this appeal Henry Beatty the sum of two hundred and seventy Dollars in manner following to wit, Ninety dollars of said Judgment of the Court below with its interest four Dollars and Seventy five cents being now due, it is ordered that said sum, to wit, Ninety four Dollars and Seventy five cents be paid forthwith, and also the sum of four Dollars and seventy five cents the damages of the appellee for the delay in this cause, occasioned by said appellee, and that execution issue from this Court for said sum of Ninety four Dollars and seventy five cents and said damages, as well as the costs in this Court and in the Court below, at any time upon the application of the appellee, And it is also ordered in accordance with the Judgment of the Court below that said appellee and his said Security Henry Beatty be required to pay to said Mary Brooks or to the Clerk of this Court, the sum of Seventy Dollars per year payable semi annually, for and during the term of nine years next ensuing from the 1st day of May 1853 - said annual payments to depend upon the continued existence of the said bastard Child or of its continued residence in this State, and that the appellee issue execution from this Court, at any time upon the maturity or non payment of any of said semi annual instalments against the said appellant and his Security, and it is also ordered that the Judgment of the Court below with [illegible]

June Term 1853

entering into bonds with said Van Buren County, if not yet complied with, be affirmed and that said Appellant be required to comply therewith. —

William Lawson, Plff in Error, against The State of Iowa, Deft in Error } Writ of Error to the Judgment of the District Court of Davis County —

This Cause now coming on to be heard and the Court being now sufficiently advised in the premises find that there is error in the rendition of the Judgment of the District Court. It is therefore considered by the Court that the Judgment of the District Court be reversed and set aside and that George Briggs the Warden of the Penitentiary of this State release and discharge the said William Lawson from Confinement therein, and that the said William Lawson go hence without day —

Benjamin Roop, Appellant, against William Seaton, Appellee } Appeal from the District Court of Mahaska County.

This Cause now coming on to be heard and thereupon this Cause is submitted to the Court for their consideration on the written Arguments of the Attorneys —

David McElwee, Appellant, against Andrew Taylor et al, Appellees } Appeal from the District Court of Keokuk County —

This Cause now coming on to be heard, and thereupon this Cause is submitted to the Court for their consideration on the written arguments of the Attorneys —

Ordered that Court adjourn until to-morrow 9 o'clock —

J. Williams
Sup Ter —

J. F. Kinney
Geo Greene

June Term 1853

Friday Morning July 8. 1853 Court Met.
agreeably to adjournment
Present the Honorable
Joseph Williams
John F. Kinney
Geo Greene
Judges

Jane B. O'Ferrall Appellant
against
Wm C. Dierman et al Appellee

An appeal from the District Court of Dubuque county —

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is error in the rendition of the Judgment by the District Court, It is therefore considered by the Court that the judgment of the District Court be reversed and setaside and that further proceedings be had in the District Court not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the said Appellant recover of the said Appellees the costs herein expended in this Court, — His Honor Judge Williams dissenting —

Jane B. O'Ferrall Appellant
against
Thomas O'Donnell et al Appellees

An appeal from the District Court of Dubuque County —

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is error in the rendition of the judgment by the District Court, It is therefore considered by the Court that the judgment of the District Court be reversed and setaside and that further proceedings be had in the District Court not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the appellant recover of the appellees the costs herein expended in this Court. — His Honor Judge Williams dissenting

Jane B. O'Ferrall Appellant
against
Bernard J. O'Halloran Appellee

An appeal from the District Court of Dubuque County —

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is error in the rendition of the Judgment in the District Court,

It is therefore considered by the Court that the judgment of the District Court be reversed and setaside and that further proceedings be had in the District Court not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the appellant recover of the appellee her costs herein expended in this Court. — His Honor Judge Williams dissenting

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X

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Jane B. O'Ferrall, Appellant, against John Chrisfield, Appellee } An appeal from the District Court of Dubuque County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is error in the rendition of the judgment in the District Court, It is therefore considered by the Court that the judgment of the District Court be reversed and set aside and that further proceedings be had in the District Court not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Appellant recover of the Appellee her costs herein expended in this Court. Chief Justice Williams dissenting.

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Timothy Davis, Appellant, against Jane B. O'Ferrall, Appellee } An appeal from the District Court of Dubuque County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is error in the rendition of the judgment in the District Court, It is therefore considered by the Court that the judgment of the District Court be reversed and set aside and that further proceedings be had in the District Court not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Appellant recover of the Appellee the costs herein expended in this Court, His Honor Judge Williams dissenting.

Y

Timothy Davis, Appellant, against Jane B. O'Ferrall, Appellee } An appeal from the District Court of Dubuque County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find that there is error in the rendition of the judgment in the District Court, It is therefore considered by the Court that the judgment of the District Court be reversed and set aside, and that further proceedings be had in the District court not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Appellant recover of the Appellee the costs herein expended in this court, His Honor Judge Williams dissenting.

X

J. C. Hall, Appellant, against D. C. S. Ebersol & Co., Appellee } An appeal from the District Court of Des Moines County.

The Court being now sufficiently advised of and concerning the petition of the Appellant for a rehearing of this Cause, do order that said motion be overruled.

June Term 1853

Benjamin Roop Appellant } An appeal from the
against } District Court of
William Scalon Appellee } Keokuk County

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, find that there is error in the rendition of the Judgment of the District Court, It is therefore considered by the court that the Judgment of the District Court be reversed and set aside and that further proceedings be had in the District Court not inconsistent with the opinion of this Court and that a mit issue to the Court below accordingly, and that the appellant recover of the appellee the costs herein expended in this Court.

William McClanahan Appellant } An appeal from the
against } District Court of
Wilson Shabird & Smith Appellees } Wapello County

This cause now coming on to be further heard and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the judgment in the District Court. It is therefore considered by the Court that the judgment of the District Court be affirmed and that a writ of procedendo issue to the Court below accordingly, and that the appellee recover of the appellant the costs herein expended in this Court.

David McEwen Appellant } An appeal from the
against } District Court of
Andrew Taylor and } Keokuk County
Benjamin Wallingsford } Appellees

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the judgment by the District Court, It is therefore considered by the Court that the judgment of the District Court be affirmed and that a writ of procedendo issue to the Court below accordingly, and that the appellee recover of the appellant the costs herein expended in this Court.

William C. Jones Appellant } An appeal from the
against } District Court of
Thomas H. Benton Jr Appellee } Jefferson County

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the judgment by the District Court, It is therefore considered by the Court that the judgment of the District Court be affirmed and that a writ of procedendo issue to the Court below accordingly, and that the appellee recover of the appellant the costs herein expended in this Court.

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June Term 1853

Nasea Hall } Plaintiff in Error } Writ of Error to the
against } Judgment of the District
The State of Iowa, Defendant in Error } Court of Jefferson County.

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the judgment in the District Court, It is therefore considered by the Court that the judgment of the District Court be affirmed, and it is further ordered by the Court that the Clerk of the District Court of Jefferson County shall issue the proper process to enforce and carry into execution the original judgment in this cause rendered by the said District Court of Jefferson County, and that the plaintiff in error pay the costs herein expended in this Court. —

Henry Gilman } Plaintiff in Error } Writ of Error to the Judgment
against } of the District Court of
The State of Iowa } Defendant in Error } Jefferson County. —

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the judgment in the District Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed, and it is further ordered by the Court that the Clerk of the District Court of Jefferson County shall issue the proper process to enforce and carry into execution the original judgment in this cause rendered by the said District Court of Jefferson County, and that the plaintiff in error pay the costs herein expended in this Court. —

John Gilman } Plaintiff in Error } Writ of Error to the Judgment
against } of the District Court of
The State of Iowa, Defendant in Error } Jefferson County. —

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the judgment in the District Court, It is therefore considered by the Court that the Judgment of the District Court be affirmed, and it is further ordered by the Court that the Clerk of the District Court of Jefferson County shall issue the proper process to enforce and carry into execution the original judgment in this Cause rendered by the said District Court of Jefferson County, and that the plaintiff in error pay the costs herein expended in this Court. —

Nathan L. Delbarre use &c. Appellant } Appeal from the
against } District Court of
Benjamin F. Allen et al Appellees } Jefferson County. —

This Cause now coming on for further hearing and

that there is error in the rendition of the Judgment by the District Court, It is therefore considered by the court that the Judgment of the District Court be reversed and setaside and that further proceeding be had in the District court not inconsistent with the opinion of this court, and that a writ of procedendo issue to the court below accordingly, and that the Appellant recover of the Appellee the costs herein expended in this court. &c.

Andrew J. Davis, Appellant, } An appeal from the District Court of
against } Rapello county. &c.
E. Dunn, Sich's Admr, Appellee }

On motion of the appellant by his attorney a rule is granted him herein against the Clerk of the District Court of Rapello County returnable on the first day of the next term of this court to shew cause, if any, he can, why he has not filed with the Clerk of this Court a certified transcript of the records and proceedings had in this cause in the District Court of Rapello County. &c.

William C. Hartindale & wife, Appellants } An appeal from the
against } District Court of
William Hendricks Et al, Appellees } Rapello County

By Consent of parties, It is ordered that this cause be set for hearing on the 2nd Monday in October next, &c.

Nowa B. Bonn, Appellant } An appeal from the
against } District Court of
The Board of Commissioners } Davis County. &c.
of Davis County, Appellees }

This day came the appellees by their attorney, and filed herein a petition for a rehearing of this cause, and on their motion, it is ordered by the Court that this cause be placed on the Docket of this Court. &c.

It is ordered by the Court, that all assignments of Errors shall be filed with the Clerk of this Court, two or before the day on which the several causes in this court are set for hearing on the Docket. &c.

Thomas C. Coffin Et al, Appellants } An appeal from the
against } District Court of
Kemp and Doggett, Appellees } Rapello county. &c.

On motion of the appellants by their Attorney a rule is granted them herein against the Clerk of the District Court of Rapello County returnable on the first day of the next term of this Court, to shew cause if any he has, why he has not filed with the Clerk of this Court a certified transcript of the records and proceedings had in this cause in the District Court of Rapello County. &c.

June Term 1853

Anson Ford Et.al Appellants
against
The Board of Commissioners
of Jefferson County for the use
of the State of Iowa Appellees

} An appeal from the District Court of Jefferson County.

On Motion of the appellants, It is ordered by the Court that this cause be continued until the next Term of this Court at the cost of the said appellants. &c.

Robert Cummins Appellant
against
Isabella Cummins Et.al Appellees

} An appeal from the District Court of Van Buren County.

By Consent of parties, It is ordered by the Court that this cause be Set for hearing on the 2nd Monday in October next

Ordered that Court adjourn until to morrow Morning 8 o'clock. &c.

J. Williams
J. F. Kinney
Geo Greene

Saturday Morning July 9th 1853

Court met agreeable to adjournment

Present the Honorable

Joseph Williams
John F. Kinney
George Greene

} Judges

Richard B. Roff personally appeared in open Court and having produced satisfactory evidence to the Court of his having been admitted to practice Law in the District Courts of this State, It is therefore ordered by the Court that he be admitted to practice in this Court, and thereupon the said Richard B. Roff took the oaths required by law. &c.

John C. Johnson Appellant
against
John Driggs Appellee

} An appeal from the District Court of Des Moines County.

This Cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is error in the Rendition of the Judgment by the District Court, Judge Kinney dissenting, It is therefore considered by the Court that the Judgment of the District Court be reversed and set aside and that further proceedings be had in the District Court not inconsistent with the opinion of this Court, and that a Mittimus issue to the Court below accordingly, and that the appellant recover of the appellee the Costs herein expended in this Court. &c.

June Term. 1853

Charles Brewington, Appellant, } In appeal from the
against } District Court of
Frederick Endersby, Appellee } Van Buren County.

This day this cause came on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the judgment by the District Court, It is therefore considered by the Court that the judgment of the District Court be affirmed and that a writ of procedendo issue to the Court below accordingly, and that the Appellee recover of the appellant the costs herein expended in this Court.

Ferguson Pugh Etal, Appellants } An appeal from the
against } District Court of
Benjamine Fullenwider Etal, Appellees } Lee County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is no error in the rendition of the Decree in the District Court, It is therefore considered by the Court that the Decree of the District Court be affirmed and that a writ of procedendo issue to the Court below accordingly, and that the Appellees recover of the Appellants the costs herein expended in this Court.

Brown & Chrisford, Appellants } An appeal from the
against } District Court of
Hiram Crosier, Appellee } Van Buren County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises find that there is error in the rendition of the judgment in the District Court, It is therefore considered by the Court that the judgment of the District Court be reversed and set aside, and that further proceedings be had in the District Court not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly, and that the Appellants recover of the Appellee the costs herein expended in this Court. Judge Williams dissenting.

Hugh M. Maupin Etal, Appellants } An appeal from the
against } Judgment of the
Andrew J. Davis, Appellee } District Court of Jefferson County

This day this cause came on for further hearing and the Court being now sufficiently advised in the premises, find that there is error in the rendition of the judgment in the District Court, It is therefore considered by the court that the judgment of the District Court be reversed and set aside, and that further proceedings be had in the District Court not inconsistent with the opinions of this Court, and that a writ of procedendo issue to the Court below accordingly, and that the Appellants recover of the Appellee the costs herein expended in this Court.

June Term 1883

The Board of Commissioners of Davis County — Plff in Error
against
Rosea B. Horn — Deft in Error

} Writ of Error to the Judgment of the District Court of Davis County. —

The Court being now sufficiently advised of and concerning the petition of the Plaintiff in Error for a rehearing of this cause, do order that a rehearing be had in this cause and that the same be had at the next Term of this Court, and that notice be given to the Defendant in error of the same, and it is further ordered that this cause be continued until the next term of this Court. —

Jane Rowlands — Appellant
against
C. P. Rowlands Et al — Appellees

} Appeal from the District Court of Van Buren County —

This cause now coming on for further hearing and the Court being sufficiently advised in the premises find that there is error in the rendition of the Judgment in the District Court, It is therefore considered by the Court that the Judgment of the District Court be reversed and set aside, and that the following Judgment be rendered in this Court. It is found that the interest of the said deceased Rowlands in said lands is one third during her natural life, and one half in fee simple, and that the interest of the said C. P. Rowlands, Jonathan Downs and his wife Elizabeth is one third in fee simple, Therefore it is ordered and decreed that the said Jane Rowlands have and recover the said one third during her life and one half in fee simple, of said South West quarter of the South West quarter of Section Nineteen in Township Sixty eight Range Eleven, and the West half of the West half of the North West quarter of the South East quarter of Section Thirty in Township 68 Range 11 in the County of Van Buren as against the said Appellees, And that the said Appellees C. P. Rowland, Jonathan Downs, and Elizabeth his wife recover and recover against the said Jane Rowlands, an undivided two thirds in fee simple of one third of said real estate, and entitled to enjoy the rents and profits thereof according to their interest and rights herein established, And it is also ordered that for the purpose of setting apart to the said Jane Rowlands her interest in the above described tracts of land, William H. Holland Robert McIntyre and Robert Russell be and they are hereby appointed Commissioners, who shall cause the same to be set apart to her by metes and bounds, giving her one third in value of said lands during her life, and so making it as to include the homesteads if she shall so desire, and also one half of said lands in fee simple, and make report of their action in the premises to the next term of this Court, And it is further ordered and decreed that the said Appellees recover of the Appellees their costs herein and execution &c. —

June Term 1853

Ordered that Court adjourn until
Monday morning next 8 o'clock

J. W. Williams
Chf. Just.

P. F. Rainey
Geo. Greene Jr. Judges